JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

COMMONWEALTH OF KENTUCKY,

UN AND HELD IN THE TOWN OF FRANKFORT, ON MONDAY, THE SEVENTH DAY OF DECEMBER, IN THE YEAR OF OUR LORD, 1857, AND OF THE COMMONWEALTH, THE SIXTY-SIXTH.

FRANKFORT, KENTUCKY.
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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES.

At a General Assembly, begun and held for the Commonwealth of Kentucky, on Monday, the 7th day of December, in the year of our Lord, one thousand eight hundred and fifty-seven, and in the sixty-sixth year of the Commonwealth, on which day—being that designated by law—the following members of the House of Representatives appeared, viz :

From the county of *Adair*—William E. Russell.
From the county of *Anderson*—William F. Leathers.
From the county of *Allen*—William T. Anthony.
From the county of *Barren*—Thomas M. Dickey and Isaac Smith.
From the county of *Bath*—John Ficklin.
From the county of *Boone*—Braxton W. Chamblin.
From the county of *Bourbon*—Charles P. Talbott.
From the county of *Boyle*—Gabriel S. Caldwell.
From the county of *Bracken*—George W. Hamilton.
From the county of *Breckinridge*—William A. Barton.
From the county of *Bullitt*—Abram H. Field.
From the counties of *Butler* and *Edmonson*—John H. Woosley.
From the counties of *Caldwell* and *Lyon*—Willis B. Machen.
From the county of *Calloway*—Elisha Hardy.

From the counties of *Carroll* and *Trimble*—Ambrose H. Talbott.

From the county of *Carter*—Richard P. Whitt.

From the counties of *Casey* and *Russell*—William P. Payne.

From the county of *Christian*—James S. Jackson.

From the county of *Clarke*—John B. Huston.

From the counties of *Clay* and *Owsley*—Harvey F. Hensley.

From the counties of *Cumberland* and *Clinton*—Thomas C. Winfrey.

From the county of *Crittenden*—Isaac N. Clement.

From the county of *Daviess*—Francis M. Daily.

From the county of *Estill*—Oliver Crawford.

From the county of *Fayette*—Leslie Combs and Madison C. Johnson.

From the counties of *Fleming* and *Rowan*—Henry B. Dobyns and George S. Fleming.

From the county of *Franklin*—Thomas N. Lindsey.

From the county of *Gallatin*—James H. McDaniel.

From the county of *Garrard*—William Woods.

From the county of *Grant*—Alfred Kendall.

From the county of *Graves*—Samuel F. Morse.

From the county of *Grayson*—Anderson Gray.

From the county of *Green*—Daniel P. White.

From the county of *Greenup*—Joseph Patton.

From the county of *Hancock*—Green Sterett.

From the county of *Hardin*—Vene P. Armstrong and Wilford Lee Harned.

From the county of *Harrison*—Hugh Newell and Joseph Shawhan.

From the county of *Hart*—John Donan.

From the county of *Henderson*—James B. Lyne.

From the county of *Henry*—George M. Jessee.

From the counties of *Hickman* and *Fulton*—Edward Crossland.

From the county of *Hopkins*—William B. Parker.

From the county of *Jefferson*—Sidney A. Foss and Jas. M. Mitchell.

From the county of *Jessamine*—Allen L. McAfee.

From the counties of *Johnson* and *Floyd*—John M. Burns.

From the county of *Kenton*—John Ellis and Robert Richardson.

From the counties of *Knox* and *Harlan*—James W. Davis.

From the county of *Larue*—William H. Hamilton.

From the counties of *Laurel* and *Rockcastle*—Jonathan Newcum.

From the county of *Lawrence*—Sinclair Roberts.

From the county of *Lewis*—Thomas H. C. Bruce.

From the counties of *Letcher*, *Pike*, and *Perry*—Robert Bates.

From the county of *Lincoln*—William O. Hansford.

From the counties of *Livingston* and *Marshall*—James K. Huey.

From the county of *Logan*—Robert Browder.

From the city of *Louisville*—John G. Lyon, Peter B. Muir, and Thos. Shanks.

From the county of *Madison*—Curtis Field, Jr.

From the county of *Marion*—Joseph M. Boarman.

From the county of *Mason*—Samuel Worthington.

From the counties of *McCracken* and *Ballard*—Joshua T. White.

From the county of *Meade*—Erasmus O. Brown.

From the county of *Mercer*—Benjamin C. Trapnall.

From the county of *Monroe*—John H. McMillan.

From the counties of *Montgomery* and *Powell*—Dillard C. Daniel.

From the counties of *Morgan* and *Breathitt*—Newton P. Reid.

From the county of *Muhlenburg*—Charles Eaves.

From the county of *Nelson*—John C. Wickliffe.

From the county of *Nicholas*—William J. Stitt.

From the county of *Oldham*—Samuel E. DeHaven.

From the county of *Ohio*—Henry Thompson.

From the county of *Owen*—Hiram Kelsey.

From the county of *Pendleton*—William A. Brann.

From the county of *Pulaski*—Milton E. Jones.

From the county of *Scott*—Remus Payne.

From the county of *Shelby*—Jas. L. Caldwell and Stephen T. Drane.

From the county of *Spencer*—Alexander W. Thomas.

From the county of *Simpson*—John C. McCreary.

From the county of *Taylor*—Elias L. Barbee.

From the county of *Todd*—Elijah G. Sebree.

From the county of *Trigg*—John I. Roach.

From the county of *Union*—Benjamin M. Winston.

From the county of *Warren*—Pleasant Hines.

From the county of *Washington*—John K. Wilson.

From the county of *Wayne*—James C. Belshe.

From the county of *Whitley*—William B. Skeen.

From the county of *Woodford*—John K. Goodloe.

Who, constituting a quorum, and having severally taken the oaths prescribed by the constitution of this State, repaired to their seats.

Mr. Kelsey nominated Mr. Daniel P. White as a suitable person to fill the office of Speaker; and Mr. Huston nominated Mr. James S. Jackson; and the vote being taken it stood thus:

Those who voted for Mr. White, were

William T. Anthony,	Anderson Gray,	Newton P. Reid,
Elias L. Barbee,	Wm. H. Hamilton,	Robert Richardson,
Robert Bates,	Elisha Hardy,	John I. Roach,

James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Thomas H. C. Bruce,
John M. Burns,
Isaac N. Clement,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Charles Eaves,
John Ellis,
John Ficklin,
Abram H. Field,
Harvey F. Hensley,
James K. Huey,
George M. Jessee,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
Willis B. Machen,
Allen L. McAfee,
John C. McCreary,
John H. McMillan,
Samuel F. Morse,
Jonathan Newcum,
Hugh Newell,
William B. Parker,
Joseph Patton,
Remus Payne,
Sinclair Roberts,
William E. Russell,
Joseph Shawhan,
Wm. B. Skeen,
Isaac Smith,
Green Sterett,
William J. Stitt,
Ambrose H. Talbott,
Alex. W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
Benjamin M. Winston,
John H. Woosley—60.

Those who voted for Mr. Jackson, were

Vene P. Armstrong,
William A. Barton,
Robert Browder,
Erasmus O. Brown,
Gabriel S. Caldwell,
James L. Caldwell,
Braxton W. Chamblin,
Leslie Combs,
Dillard C. Daniel,
James W. Davis,
Stephen T. Drane,
Curtis Field, Jr.,
George S. Fleming,
Sidney A. Foss,
John K. Goodloe,
George W. Hamilton,
Wm. O. Hansford,
Wilford Lee Harned,
Pleasant Hines,
John B. Huston,
Madison C. Johnson,
Thomas N. Lindsey,
James B. Lyne,
John G. Lyon,
James H. McDaniel,
James M. Mitchell,
Peter B. Muir,
William P. Payne,
Elijah G. Sebree,
Thomas Shanks,
Charles P. Talbot,
T. C. Winfrey,
William Woods,
S. Worthington—34.

Mr. Daniel P. White having received a majority of all the votes given, was declared duly elected Speaker, and conducted to the Chair; from whence he returned thanks for the honor conferred, and recommended the observance of order and decorum.

Mr. Gray nominated Mr. Clinton McClarty as a suitable person to fill the office of Clerk, and Mr. Johnson nominated Mr. John M. S. McCorkle; and the vote being taken stood thus:

Those who voted for Mr. McClarty, were

Mr. Speaker, (White,)
William T. Anthony,
Elias L. Barbee,
Robert Bates,
James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Thomas H. C. Bruce,
John M. Burns,
Isaac N. Clement,
Anderson Gray,
Wm. H. Hamilton,
Elisha Hardy,
Harvey F. Hensley,
James K. Huey,
George M. Jessee,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
Newton P. Reid,
Robert Richardson,
John I. Roach,
Sinclair Roberts,
William E. Russell,
Joseph Shawhan,
William B Skeen,
Isaac Smith,
Green Sterett,
William J. Stitt,

Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Charles Eaves,
John Ellis,
John Ficklin,
Abram H. Field,
Willis B. Machen,
Allen L. McAfee,
John C. McCreary,
John H. McMillan,
Samuel F. Morse,
Jonathan Newcum,
Hugh Newell,
William B. Parker,
Joseph Patton,
Remus Payne,
Ambrose H. Talbott,
Alexander W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
Benjamin M. Winston,
John H. Woosley—61.

Those who voted for Mr. McCorkle, were

Vene P. Armstrong,
William A. Barton,
Robert Browder,
Erasmus O. Brown,
James L. Caldwell,
Braxton W. Chamblin,
Leslie Combs,
Dillard C. Daniel,
James W. Davis,
Stephen T. Drane,
Curtis Field, Jr.,
George S. Fleming,
Sidney A. Foss,
John K. Goodloe,
George W. Hamilton,
Wm. O. Hansford,
Wilford Lee Harned,
Pleasant Hines,
John B. Huston,
James S. Jackson,
Madison C. Johnson,
Thomas N. Lindsey,
James B. Lyne,
John G. Lyon,
James H. McDaniel,
James M. Mitchell,
Peter B. Muir,
William P. Payne,
Elijah G. Sebree,
Thomas Shanks,
Charles P. Talbot,
T. C. Winfrey,
William Woods,
S. Worthington—34.

Mr. McClarty having received a majority of all the votes given, was declared duly elected Clerk; whereupon he took the oath prescribed by the constitution.

Mr. Richardson nominated Mr. Wm. M. Robb as a suitable person to fill the office of Sergeant-at-Arms, and Mr. Johnson nominated Mr. Joseph Gray; and the vote being taken stood thus:

Those who voted for Mr. Robb, were

Mr. Speaker, (White,)
William T. Anthony,
Elias L. Barbee,
Robert Bates,
James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Thomas H. C. Bruce,
John M. Burns,
Isaac N. Clement,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Anderson Gray,
Wm. H. Hamilton,
Elisha Hardy,
Harvey F. Hensley,
James K. Huey,
George M. Jessee,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
Willis B. Machen,
Allen L. McAfee,
John C. McCreary,
John H. McMillan,
Samuel F Morse,
Jonathan Newcum,
Hugh Newell,
Newton P. Reid,
Robert Richardson,
John I. Roach,
Sinclair Roberts,
William E. Russell,
Joseph Shawhan,
William B. Skeen,
Isaac Smith,
Green Sterett,
William J. Stitt,
Ambrose H. Talbott,
Alex. W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,

Charles Eaves, William B. Parker, John K. Wilson,
John Ellis, Joseph Patton, Benjamin M. Winston,
John Ficklin, Remus Payne, John H. Woosley—61.
Abram H. Field,

Those who voted for Mr. Gray, were

Vene P. Armstrong, George S. Fleming, John G. Lyon,
William A. Barton, Sidney A. Foss, James H. McDaniel,
Robert Browder, John K. Goodloe, James M. Mitchell,
Erasmus O. Brown, George W. Hamilton, Peter B. Muir,
Gabriel S. Caldwell, Wm. O. Hansford, William P. Payne,
James L. Caldwell, Wilford Lee Harned, Elijah G. Sebree,
Braxton W. Chamblin, Pleasant Hines, Thomas Shanks,
Leslie Combs, John B. Huston, Charles P. Talbott,
Dillard C. Daniel, James S. Jackson, T. C. Winfrey,
James W. Davis, Madison C. Johnson, William Woods,
Stephen T. Drane, Thomas N. Lindsey, S. Worthington—35.
Curtis Field, Jr., James B. Lyne,

Mr. Robb having received a majority of all the votes given, was declared duly elected Sergeant-at-Arms, and took the oath prescribed by the constitution.

Mr. Leathers nominated Mr. A. P. Randall as a suitable person to fill the office of Doorkeeper, and Mr. Johnson nominated Mr. I. T. Cavins; and the vote being taken, stood thus:

Those who voted for Mr. Randall, were

Mr. Speaker, (White,) Anderson Gray, Newton P. Reid,
William T. Anthony, Wm. H. Hamilton, Robert Richardson,
Elias L. Barbee, Elisha Hardy, John I. Roach,
Robert Bates, Harvey F. Hensley, Sinclair Roberts,
James C. Belshe, James K. Huey, William E. Russell,
Joseph M. Boarman, George M. Jessee, Joseph Shawhan,
William A. Brann, Milton E. Jones, William B. Skeen,
Thomas H. C. Bruce, Hiram Kelsey, Isaac Smith,
John M. Burns, Alfred Kendall, Green Sterett,
Isaac N. Clement, William F. Leathers, William J. Stitt,
Oliver Crawford, Willis B. Machen, Ambrose H. Talbott,
Edward Crossland, Allen L. McAfee, Alexander W. Thomas,
Francis M. Daily, John C. McCreary, Henry Thompson,
Samuel E. DeHaven, John H. McMillan, Benjamin C. Trapnall,
Thomas M. Dickey, Samuel F. Morse, Joshua T. White,
Henry B. Dobyns, Jonathan Newcum, Richard P. Whitt,
John Donan, Hugh Newell, John C. Wickliffe,
Charles Eaves, William B. Parker, John K. Wilson,
John Ellis, Joseph Patton, Benjamin M. Winston,
John Ficklin, Remus Payne, John H. Woosley—61.
Abram H. Field,

Those who voted for Mr. Cavins, were

Vene P. Armstrong, George S. Fleming, John G. Lyon,
William A. Barton, Sidney A. Foss, James H. McDaniel,

Robert Browder, Erasmus O. Brown, Gabriel S. Caldwell, James L. Caldwell, Braxton W. Chamblin, Leslie Combs, Dillard C. Daniel, James W. Davis, Stephen T. Drane, Curtis Field, Jr. John K. Goodloe, George W. Hamilton, Wm. O. Hansford, Wilford Lee Harned, Pleasant Hines, John B. Huston, James S. Jackson, Madison C. Johnson, Thomas N. Lindsey, James B. Lyne, James M. Mitchell, Peter B. Muir, William P. Payne, E. G. Sebree, Thomas Shanks, Charles P. Talbot, T. C. Winfrey, William Woods, S. Worthington—35.

Mr. Randall having received a majority of all the votes given, was declared duly elected Doorkeeper, and took the oath prescribed by the constitution.

Mr. Barbee nominated Mr. Wm. J. N. Welborn as a suitable person to fill the office of Assistant Clerk, and Mr. Johnson nominated Mr. Charles E. Nourse; and the vote being taken, stood thus:

Those who voted for Mr. Welborn, were

Mr. Speaker, (White,) William T. Anthony, Elias L. Barbee, Robert Bates, James C. Belshe, Joseph M. Boarman, William A. Brann, Thomas H. C. Bruce, John M. Burns, Isaac N. Clement, Oliver Crawford, Edward Crossland, Francis M. Daily, James W. Davis, Samuel E. DeHaven, Thomas M. Dickey, Henry B. Dobyns, John Donan, Charles Eaves, John Ellis, John Ficklin, Abram H. Field, Anderson Gray, William H. Hamilton, Elisha Hardy, Harvey F. Hensley, James K. Huey, George M. Jessee, Milton E. Jones, Hiram Kelsey, Alfred Kendall, William F. Leathers, Willis B. Machen, Allen L. McAfee, John C. McCreary, John H. McMillan, Samuel F. Morse, Jonathan Newcum, Hugh Newell, William B. Parker, Joseph Patton, Remus Payne, Newton P. Reid, Robert Richardson, John I. Roach, Sinclair Roberts, William E. Russell, Joseph Shawhan, Wm. B. Skean, Isaac Smith, Green Sterett, William J. Stitt, Ambrose H. Talbott, Alexander W. Thomas, Henry Thompson, Benjamin C. Trapnall, Joshua T. White, Richard P. Whitt, John C. Wickliffe, John K. Wilson, Benjamin M. Winston, John H. Woosley—62.

Those who voted for Mr. Nourse, were

Vene P. Armstrong, William A. Barton, Robert Browder, Erasmus O. Brown, Gabriel S. Caldwell, James L. Caldwell, Braxton W. Chamblin, Leslie Combs, Dillard C. Daniel, Sidney A. Foss, John K. Goodloe, George W. Hamilton, William O. Hansford, Wilford Lee Harned, Pleasant Hines, John B. Huston, James S. Jackson, Madison C. Johnson, John G. Lyon, James H. McDaniel, James M. Mitchell, Peter B. Muir, William P. Payne, Elijah G. Sebree, Thomas Shanks, Charles P. Talbot, T. C. Winfrey,

Stephen T. Drane, Thomas N. Lindsey, William Woods,
Curtis Field, Jr., James B. Lyne, S. Worthington—34.
George S. Fleming,

Mr. Welborn having received a majority of all the votes given, was declared duly elected Assistant Clerk; whereupon he took the oath prescribed by the constitution.

Mr. Richardson moved the following resolution, viz:

Resolved, That the Speaker of this House be requested to invite the Ministers of the Gospel, resident in the city of Frankfort, to open the sessions of this House, each morning, with prayer.

Which was adopted.

Mr. Trapnall moved the following resolution, viz:

Resolved, That the rules of this House, for the last session, be adopted as the rules that are to govern it until they be altered or amended, and that 150 copies thereof be printed by the Public Printer, for the use of the members of the General Assembly.

Which was adopted.

Mr. Gray moved the following resolution, viz:

Resolved, That the reporters of the different newspapers in this Commenwealth be admitted to seats on the floor of this House, for the purpose of reporting its proceedings.

Which was adopted.

And then the House adjourned.

After a short time, Mr. Richardson, from said committee, reported that they had performed the duty assigned them, and was informed by the Governor that he would forthwith make a communication to them in their respective chambers.

A message was received from the Governor, by Mr. Mason Brown, Secretary of State.

MR. SPEAKER: I am directed by the Governor to lay before this House a message in writing.

Gentlemen of the Senate and House of Representatives:

In again assembling to discharge the important duties confided to you, I deeply regret that I cannot meet you with the customary congratulations on the present condition of our country. After a long period of almost unexampled prosperity, we have recently witnessed a wide-spread commercial revulsion, with such a derangement of the exchanges and monetary concerns of the whole nation, as seriously to affect the operations of trade, and to a great extent to paralyze the arm of industry and enterprise.

Whether this has been caused by the illegitimate facilities afforded for wild and visionary speculation by a bloated currency, or by an extraordinary drain of coin from our country consequent upon the undue increase of foreign imports, or both combined, the effect has been to create a panic in the public mind, and to force back upon the banks their liabilities for redemption to such an extent, as to compel a very general suspension of specie payments.

I am gratified, however, that our own banks, acting with that caution and foresight which have usually characterized their management, have all been able to meet promptly every demand upon them. During the period of severest pressure, a feeling grew up in several localities, which resulted in manifestations of violence towards those who were in the exercise of a clear constitutional right in seeking the redemption of bank notes held by them, and in some few instances, I am sorry to add that such persons were either deterred or prevented from receiving their just dues.

I most sincerely regret that this lawless violation of private right should ever have occurred. But I am gratified to be able to state from the most careful inquiries, that this course was regretted as much by the principal banks, in whose behalf it was adopted, as by any others, and in every instance those who were prevented in this manner from collecting their debts were sought out and paid in full. The general manifestation of public sentiment on this subject, will, it is believed, prevent its repetition. Banks can only exist upon the public confidence in their wealth and integrity, and with them as with private in-

dividuals, it is far better that their wealth should be impaired, than that their integrity should be questioned. Having the power of issuing their obligations in the form of bank notes which pass as money, these notes should be made to approximate as near as possible the constitutional standard of value. Constituting nearly our only currency, they necessarily exert a powerful influence upon private interests, and all the commercial operations of the country. All banks under the influence of self-interest, from the very law of their existence, must be interested in the general prosperity of the community, and the community reciprocally interested in their good management and integrity, and punctual payment of all liabilities. A refusal on their part to pay their notes in gold or silver, with an acknowledged ability to do so, cannot be defended by arguments compatible with the dictates of justice or of honesty. In proportion to the extent of their connection with all the diversified interests of society, would be the injurious consequences of their suspension. By it credit would be still more seriously affected, the whole business of the community still more deranged, the exchanges still more unsettled, property of every kind depreciated in value, and the means of payment necessarily lessened. There is no greater mistake than to suppose that a temporary suspension could afford the slightest relief; and when the moral contagion of such an example is considered, loosening the ties of conscientious obligation, and relaxing the innate sense of justice and right, I am constrained to view it as the last sad alternative ever to be adopted. There might arise a great emergency, when the crisis of public affairs should render it dangerous not only to the solvency of the banks, but to the community at large, for the banks to pay all their obligations on demand, when it would become the mutual interest of the banks and the community to postpone payment for a season, and the Legislature on behalf of the country, and in order to protect its interests, might indirectly sanction such postponement by declining to take advantage of a forfeiture of their charters. While conceding this much, I do not think that this emergency has arisen in our State. The banks have shown their ability to pay, and are daily becoming stronger and more able to meet every liability. While their issues have necessarily lessened by returning on them for redemption, their specie basis has not been materially diminished, and a laudable disposition has been manifested to aid the commerce of the State as far as compatible with their own safety.

Our people are comparatively free from debt; our country teems with abundance; and although our vast surplus may not command as high prices as with a more inflated currency, still it is believed to be enough to remove all fears of embarrassment, and speedily to bring

about a restoration of confidence. Indeed, unless all the signs of the times are delusive, the crisis has already passed. Gloom and despondency are passing away, and a brighter and more hopeful future is not far off. I am not, and never have been, the advocate of local banks. I have not the slightest personal interest in any one of them. I found them in existence, furnishing our only currency; connected with all the business transactions of society; debts contracted with direct reference to their issues, and our State government largely and deeply interested as a stockholder, and looking to them for the ultimate liquidation of our public debt, and common prudence requires that nothing should be done to impair their credit or lessen their usefulness. That their multiplication throughout the Union, issuing their notes which pass as money, without any concert of action, with nothing to regulate or restrain them, has been the cause of the periodical revulsions which have so often scourged us, few will deny. In periods of prosperity they indulge in extravagant expansions, giving a false and fictitious value to property, and enhancing the price of all the necessaries of life. A spirit of wild speculation is necessarily engendered. Here and there an instance of extraordinary success in the speedy realization of a fortune induces thousands to rush forward in the same career, and to abandon the slow and regular profits of patient industry. The consequence is, that the country soon becomes glutted with an influx of foreign merchandize. The over issue of paper money has depressed the value of the whole currency—coin as well as paper—and whenever this is done, by an inexorable law of trade the coin will flow from us. It is only exported when it is more valuable abroad than at home. The merchant who exports the precious metals is as much under the influence of self-interest as one who exports the surplus productions of the country. If the cost of a commodity at home be such as to preclude the merchant from realizing his outlay, and interest, and cost of transportation, with a reasonable sum for his risk of the fluctuation of prices, it is obvious that it would be to his interest to send the money instead of the commodity to meet his liability abroad. When it is exported in large amounts from this cause, and to meet payments for the importation of foreign merchandize, beyond the fair value abroad of our exports, a commercial revulsion is almost a necessary consequence. Coin is then sought for exportation; banks are compelled to contract their loans and issues; prices sink; the most enterprising and energetic of our citizens are often unable to meet their debts, and all the banking corporations of the Union are impotent to relieve, and often, by a mistaken policy, add to the severity of the pressure. Our own banks have, generally, been managed with

great caution and prudence, and kept their issues within safe limits. It is the aggregate circulation of the whole Union which has brought about the mischief complained of, and produced in the minds of many a feeling in favor of a metallic currency. But no one will contend that the general government has the power to destroy the banking corporations of the several States. They are coeval with our national existence, recognized as constitutional by every department of the government, and so intertwined with all the business relations of society as utterly to forbid the idea that the States would ever yield this exercise of their sovereign power. In our own State experience has demonstrated that an overwhelming majority of the people are in favor of a paper currency, and during a period of commercial distress will have one unconnected with the idea of convertibility, rather than be without any. With great respect to those who entertain a different opinion, I think it preposterous to talk of a purely metallic currency. If it could be made to supply all the wants of a commercial people, it is manifest that it is impossible to bring it about. But if this could be done, the change would produce the most glaring injustice and oppression. All private and public transactions have originated under our present system. Unless one half of the debt of the country could at the same time be cancelled, every debtor would have to pay virtually at least double his indebtedness. It would not fail, for the time, to paralize every branch of industry, and every effort of enterprize. I hope never to witness the period of transition from a paper to a metallic currency. My own solemn conviction is, that the only remedy can be found in a well guarded national currency, uniform in value in every part of the United States. Call it by what name you please; throw every necessary and proper restriction around it; obviate, by legislation, whatever the past experience of the country has shown to be evil, but let there be some fiscal agent which shall give us a national currency, with power to regulate and restrain the local banks in their issues, and avert, by the prudence and wisdom of its management, the ruinous vibrations and fluctuations in our trade and commerce. That such an institution could be framed as would meet the public approbation, and exercise a most salutary influence on the permanent commercial prosperity of the whole country, I entertain no doubt, and it is only necessary to lay aside for a season prejudices growing out of past party issues, to produce a general conviction that it is the only remedy for the acknowledged evils under which we are laboring. Whether any or what remedy shall be adopted will be for those who now hold the power in their hands. Whatever it may be I trust that

it will permanently advance the prosperity and happiness of our common country.

It is a subject worthy of consideration, whether a well guarded law legalizing conventional interest would not exert a salutary influence in bringing out the dormant capital of the State, and in relieving, to some extent, the present stringency in moneyed affairs. Our usury laws are now, in effect, a dead letter. The lender knows that he has the power, by law, to collect his principal and six per cent. interest, no matter to what extent the transaction may have been tainted by usurious exactions. With no forfeiture beyond the usurious interest agreed on, money, like any other commodity, now commands the market value, which is always enhanced by the risk incurred from a violation of law. In framing a law for conventional interest there should be some adequate penalty for exceeding the prescribed limit. As far as my experience or observation has extended, there is a very small amount of money now loaned at an interest as low as six per cent. I have understood that some of our deposit banks are paying six per cent. for money deposited with them, for a stipulated period, to be let out, of course, in some shape at a higher rate. As a general rule I am satisfied that borrowers are now paying a greater interest than they would have to do under a well digested law allowing conventional interest. I submit the whole subject to your superior judgment, and ask for it the consideration to which it is entitled.

I am happy to inform you that the finances of the State were never in a better or more prosperous condition. At your last biennial session it appeared, from the Auditor's report, that on the 10th of October, 1855, the close of the fiscal year, there was a balance in the treasury of two hundred and fifty-five thousand seven hundred and thirty-one dollars and fifty-five cents ($255,731 55.) From that period to the 10th of October, 1856, the receipts into the treasury amounted to eight hundred and twenty-two thousand five hundred and ten dollars and fifty-two cents ($822,510 52,) making, with the surplus of the previous year, an aggregate of one million seventy-eight thousand two hundred and forty-two dollars and seven cents ($1,078,242 07.)

The expenditures, during the same period, amounted to one million twenty-six thousand and ninety-two dollars and seventy-eight cents ($1,026,092 78,) leaving in the treasury, on the 10th of October, 1856, fifty-two thousand one hundred and forty-nine dollars and twenty-nine cents ($52,149 29.) From this date to the 10th of October, 1857, the receipts into the treasury amounted to nine hundred and eighty-eight thousand four hundred and forty-four dollars and forty-three cents ($988,444 43,) which added to the balance in the treasury on the 10th of October, 1856, made an aggregate of one million forty thousand

five hundred and ninety-three dollars and seventy-two cents ($1,040,593 72.) The expenditures, during the same period, amounted to one million four hundred and fifty-one dollars and eighty-nine cents ($1,000,451 89,) leaving a balance in the treasury on the 10th of October, 1857, of forty thousand one hundred and forty-one dollars and eighty-three cents ($40,141 83.)

It may be proper to state, that while the receipts embrace all that is collected for the sinking fund and for school purposes, all transfers to either fund are charged under the head of expenditures.

The gross revenue for the year commencing the 10th of October, 1857, and ending on the 10th of October, 1858, amounts to nine hundred and thirty-eight thousand five hundred and forty-four dollars and forty-eight cents ($938,544 48.) When the charges for collection, and what has been paid previous to the 10th of October, 1857, are deducted, the estimated amount will be eight hundred and seventy two thousand six hundred and twelve dollars and sixty-one cents (872,612 61.) Of this amount one half, viz: four hundred and thirty-six thousand three hundred and six dollars and thirty cents ($436,306 30,) belongs to the sinking fund and school fund, leaving for ordinary revenue four hundred and thirty-six thousand three hundred and six dollars and thirty-one cents ($436,306 31,) to which it is estimated will be added, from other sources, the sum of eighty-six thousand nine hundred and fifty dollars ($86,950,) and the balance in the treasury on the 10th day of October, 1857, of forty thousand one hundred and forty-one dollars and eighty-three cents ($40,141 83,) will make the gross sum of five hundred and sixty-three thousand three hundred and ninety-eight dollars and fourteen cents ($563,398 14.) The estimated expenditures for the same period, including unpaid appropriations, amount to four hundred and ninety-five thousand eight hundred and ninety-two dollars ($495,892,) leaving a balance in the treasury on the 10th of October, 1858, of sixty-seven thousand five hundred and six dollars and fourteen cents ($67,506 14.)

These estimates can only approximate the truth, but they are beleived to be sufficiently accurate for all practical purposes

No extraordinary appropriation is included in this estimate, and consequently, if any such appropriation be made, it will lessen to that extent, the estimated balance on the 10th of October, 1858. Whatever balance over ten thousand dollars ($10,000,) not necessary to pay outstanding appropriations, may be in the treasury at the end of any fiscal year is, by lawtransferred to the Sinking Fund.

Knowing the anxiety of our constituents to have our public debt extinguished as soon as possible, I earnestly recommend the observance

of economy in all our public expenditures. Although the resources of our treasury are ample to meet any probable appropriation, I am inclined to think that there must be some radical defect in the mode fixed by law for the assessment for taxation of the lands in our State. The constant fluctuation in the number of acres given in each year for taxation shows great want of accuracy in its assessment. For the year 1851 there was a decrease in the number of acres given in for taxation, when compared with the previous year, of 310,368 acres. In the year 1852 there was an increase of 831,569 acres. The following year there was a decrease of 9,788 acres. In the year 1854 there was again an increase of 330,314 acres. There was a further increase in 1855 of 46,646 acres. In the year 1856 there was a decrease of 167,813 acres, and for the present year there is an increase over the last of 49,514 acres. I respectfully invite your attention to the subject and recommend the passage of such a law as will correct this loose mode of assessment.

In my last message I stated to you that the balance in the treasury, standing to the credit of the Sinking Fund, on the 10th of October, 1855, amounted to one hundred and forty-three thousand four hundred and seventy eight-dollars and sixty-three cents ($143,478 63.) From the 11th day of October, 1855, to the 10th of October, 1856, the receipts into the Sinking Fund amounted to eight hundred and ninety-four thousand three hundred and thirty-one dollars and fifty-eight cents ($894,331 58,) which added to the foregoing balance made one million thirty-seven thousand eight hundred and ten dollars and twenty-one cents ($1,037,810 21.) The expenditures during the same period amounted to one million seventeen thousand four hundred and fifty-three dollars and fifty cents ($1,017,453 50,) leaving a balance in the treasury to the credit of the Sinking Fund on the 10th of October, 1856, of twenty thousand three hundred and fifty-six dollars and seventy-one cents ($20,356 71.) From the 11th of October, 1856, to the 10th of October, 1857, the receipts into the Sinking Fund amounted to eight hundred and eleven thousand two hundred and ninety-eight dollars and fifteen cents ($811,298 15,) which added to the foregoing balance on the 10th of October, 1856, made eight hundred and thirty-one thousand six hundred and fifty-four dollars and eighty-six cents ($831,654 86.) The expenditure during the same time amounted to eight hundred and twelve thousand five hundred and fifty-five dollars and seventy-seven cents ($812,555 77,) leaving in the treasury, to the credit of the Sinking Fund, on the 10th of October, 1857, nineteen thousand and ninety-nine dollars and nine cents ($19,099 09.) The expenditures embrace the payment of the interest on the public debt, including the bonds held by the Board of Education, during the whole period above named,

the redemption of the public debt, and the sums loaned to individuals under the law of the last Legislature. During this period four hundred and fifteen thousand five hundred dollars ($415,500,) of the public debt has been redeemed, and sixteen thousand dollars ($16,000,) since the 10th of October last, which, with twenty-six thousand dollars ($26,000,) redeemed prior to the 10th of October, 1855, makes the whole amount redeemed since I have been in office, four hundred and fifty-seven thousand five hundred dollars ($457,500,) which lessens the annual interest about the sum of twenty-seven thousand dollars ($27,000,) and to that extent increases the resources of the Sinking Fund. It is also proper to state, that when loans of the Sinking Fund money have been made it is charged as expenditures, and when paid back it is credited as receipts, thus swelling the aggregate amount of both receipts and expenditures. For a detailed statement of these receipts and expenditures I refer you to the Auditor's report, which will be laid before you.

Having found great difficulty in investing all the funds dedicated by the constitution to that purpose, in the redemption of the State debt, and a considerable sum being on hand which would yield no interest, an act was passed, approved March 10th, 1856, by which the commissioners were authorized to loan any surplus they might, at any time, have, by taking, as security for the re-payment thereof, the bonds of the State, or the stock of any incorporated bank of the State whose stock was selling in the market above its par value, to an amount equal to the sum loaned, estimating the bonds or bank stock at their nominal par value. Desiring to make the debt, thus created, secure in any contingency, the commissioners resolved to advance only ninety cents on the dollar of bank stock, and from time to time made loans of the surplus on hand on such security. The whole sum thus loaned and unpaid, on the 10th of October, 1857, amounted to three hundred and sixty-four thousand one hundred and sixty dollars ($364,160,) and this sum, together with the balance in the Treasury on that day to the credit of the Sinking Fund, of nineteen thousand and ninety-nine dollarr and nine cents, ($19,099 09,) constituted the available means of of this fund on that day. For the security of the money loaned there is deposited with the Auditor three hundred and ninety-six thousand four hundred dollars ($396,400,) of bank stock, and thirteen bonds of the State, of one thousand dollars ($1,000) each, bearing six per cent. interest, making the whole security amount to four hundred and nine thousand four hundred dollars ($409,400.)

The interest upon this loan is payable on the 1st of January and 1st of July, the whole of which has been promptly paid, amounting—including a small sum from the Bank of Kentucky—to nineteen thou-

sand one hundred and thirty-nine dollars and forty-five cents ($19,139 45.) Arrangements have been made for the punctual payment of the interest on the public debt on the 1st of January next without encroaching on any part of this fund, leaving whatever may be paid on this loan for the redemption of the public debt. The interest owned by the State in the Lexington and Frankfort Railroad Company, and the annual payment of interest on seventy-six thousand four hundred and twenty dollars and twenty-five cents ($76,420 25,) by the Louisville and Frankfort Company constitute a part of the resources of the Sinking Fund; but a controversy has arisen by which it is deprived for the present of any receipts from this source. Under an act of the 2nd of February, 1833, the State indorsed one hundred and fifty thousand dollars, ($150,000,) of the bonds of the Lexington and Ohio Railroad Company, and received a mortgage upon all the property of the company to protect herself against that liability. By an act of 1838 the company was authorized to borrow a sum not exceeding nine hundred thousand dollars ($900,000,) to complete the road; and in order to procure the indorsement of the city of Louisville they were authorized to execute a mortgage upon all their property, which mortgage, when executed, was to have precedence over that of the State executed in 1833. The city of Louisville voted to make the indorsement, and having received the mortgage, indorsed two bonds for ten thousand dollars ($10,000,) each—one payable to the Northern Bank of Kentucky, and the other to the Bank of Kentucky. Before any other bonds were used an act passed on the 11th of February, 1840, repealing so much of the act of the 15th February, 1838, as gave precedence to the mortgage created under that act, and the whole property of the company was afterwards sold by the Auditor to satisfy the State's lien under the mortgage of 1833, and the State became the purchaser. Afterwards that portion of the road between Louisville and Frankfort was sold to the Louisville and Frankfort Company at an appraised valuation of seventy-six thousand four hundred and twenty dollars and twenty-five cents ($76,420 25,) and that portion between Lexington and Frankfort was sold to the Lexington and Frankfort Company for one hundred and fifty thousand dollars ($150,000,) of stock in said company. The holders of the bonds of ten thousand dollars ($10,000) each have brought suit, praying that the property of the Lexington and Ohio Railroad Company now held by the two other companies may be made subject to the mortgage made under the act of 1838, or to have the interest of the State in these roads made subject to their demands. The Circuit Court has decreed the payment of the money out of the State's interest in the two roads, and accordingly sixteen thousand three hundred and

thirty-five dollars ($16,335,) of the dividends of the State going to the Sinking Fund, declared by the Lexington and Frankfort Company, have been retained by the company for that purpose. On the part of the State it was contended that the purchasers knew of the existence of the mortgage to the city of Louisville, and only intended to buy such interest as the State held in the road, and that such was the fair construction of the law containing the contract. As chairman of the Board of Commissioners of the Sinking Fund, I directed the case to be carried to the Court of Appeals, where it is still pending.

The Sinking Fund has received two dividends of three per cent. each from the Lexington and Frankfort Company, and the stock of the State has been increased, by stock dividends, so as to amount now to one hundred and eighty-one thousand five hundred dollars ($181,500.) The dividends upon this stock may be fairly estimated at ten thousand eight hundred and ninety dollars ($10,890,) per annum.

I find a credit indorsed upon the bond of the Louisville and Frankfort branch of this road of one thousand nine hundred dollars and seventy-five cents ($1,900 75,) for damages for the right of way which seems to have been made in pursuance of the statute. By law the interest upon this bond is only payable at the time a dividend is declared, and thus far none has been paid. The annual interest of four thousand four hundred and seventy-one dollars and seventeen cents ($4,471 17,) from the period of the completion of the road from Louisville to Frankfort up to the time the first dividend is declared, will constitute a part of the Sinking Fund.

For full details with regard to our public debt I have thought it a matter of sufficient importance to have a tabular statement made out, showing the amount of each issue, under what law the issue was made, the rate of interest, the amount of each issue redeemed, and the amount still outstanding, which is herewith submitted.

From this it will appear, that on the 4th of November, 1857, the whole amount of the debt of the State, including the bonds for stock in the Southern Bank of Kentucky, the principal and interest on which the Bank is bound to pay, and the entire school debt, was five millions five hundred and seventy-four thousand two hundred and forty-four dollars and three cents ($5,574,244 03.) If the school debt is deducted, the interest on which only is a perpetual charge on the Sinking Fund, and the six hundred thousand dollars ($600,000) to the Southern Bank is also deducted, the principal and interest of which have to be paid by the bank, the unredeemed debt of the State on the 4th of November, 1857, will be three millions five hundred and ninety-two thousand four hundred and twelve dollars ($3,592,412,) viz: bonds bearing five

per cent. interest, four hundred and ninety-three thousand dollars ($493,000;) bonds bearing six per cent. interest, three millions and ninety-nine thousand dollars ($3,099,000,) and four hundred and twelve dollars ($412) of six year bonds and railroad scrip now due, and not bearing interest, and which have probably been lost or destroyed. The annual interest on this sum amounts to two hundred and ten thousand five hundred and ninety dollars ($210,590,) to which add the interest on the school debt, seventy thousand three hundred and seventeen dollars and twenty-two cents ($70,317 22,) and the whole annual interest chargeble to the Sinking Fund amounts to two hundred and eighty thousand nine hundred and seven dollars and twenty-two cents ($280,907 22.) From this it will be seen that there will be a considerable fund, annually, to be applied to the extinguishment of the State debt, to which, by the Constitution, the fund is sacredly dedicated. Of the bonds issued on the 1st of January, 1845, to the holders of the Lexington and Ohio Railroad bonds, one hundred and sixteen thousand dollars ($116,000) remain unredeemed. These may be paid by the State at the end of fifteen years from the date of their issue, which would be on the 1st of January, 1860. A sufficient fund will be reserved by the Commissioners for that purpose. The same privilege is given on the seventy thousand dollar ($70,000) issue to contractors, of which a balance remains, unredeemed, of sixty-one thousand dollars ($61,000,) both of which sums may be advertised for redemption in two and three years. Our Sinking Fund, by the Constitution, cannot be diminished, but may be increased, and as the public debt is lessened, its resources are necessarily enlarged to the extent of the interest saved. It is far better for the State that our debt should be redeemed to the full extent of our means, than that the money should be loaned out to individuals, however unquestionable the security. Hitherto, however, it has been foun impracticable to purchase our bonds as rapidly as our resources are realized, and to suffer the money to lie in the treasury, without interest, with a constitutional interdiction to its appropriation to any other object, would enhance the cost of the bonds, virtually, to the extent of the interest lost. Our whole public debt is in a manageable form, and may be redeemed, with the income alone of the Sinking Fund, in a few years, provided the bonds can be purchased. We will then have two millions twenty thousand five hundred dollars ($2,020,500) of stock in the banks of the State, all of which is even now above par, two millions six hundred and ninety-four thousand two hundred and thirty-nine dollars and ninety-eight cents ($2,694,239 98) of stock in turnpike roads, nine hundred and one thousand nine hundred and thirty-two dollars and seventy cents ($901,932 70) in locks and dams on

the Kentucky river, eight hundred and fifty-nine thousand one hundred and twenty-six dollars and seventy-nine cents ($859,126 79) in locks and dams on Green river, one hundred and eighty-one thousand five hundred dollars ($181,500) of stock in the Lexington and Frankfort Railroad, and an annuity of six per cent. on seventy-four thousand five hundred and nineteen dollars and fifty cents ($74,519 50) from the Louisville and Frankfort Railroad Company. The Constitution prohibits the creation of any new debt, unless provision be made at the same time, to lay and collect an annual tax sufficient to pay the interest stipulated, and to discharge the debt within thirty years; with the further provision that the law be submitted to the people, at a general election, for their adoption, or rejection. With this constitutional prohibition, there can be no large expeditures by you for new schemes of public improvement. Coming directly from the people, you are presumed to know their wishes, with regard to the further extension of internal improvements. If they desire the submission to them of a law giving aid to public improvements, it will be your duty to frame it, in accordance with the provisions of the Constitution, before it is submitted to a popular vote. This is a subject placed by the Constitution under the final control of the people, by their own direct action, and if it be their wish, they have the right to have a law submitted for their determination. With the salutary checks of the Constitution, there is but little fear of the adoption of any wild or reckless scheme which shall involve the State in an onerous debt. For information concerning the present condition of our public works, I must refer you to the report of the President of the Board of Internal Improvement, which will be laid before you at an early day.

By the law of the last session of the Legislature, imposing an additional tax for common school purposes, the School Fund has been largely increased, and an additional impulse given to the system. On the 10th of October, 1855, there was a balance in the treasury, to the credit of the School Fund, of fifty-six thousand eight hundred and thirty-nine dollars and ninety cents ($56,839 90.) The receipts from the 11th of October, 1855, to the 10th of October, 1856, amounted to one hundred and thirty-three thousand nine hundred and seventy-seven dollars and eighteen cents ($133,977 18,) making an aggregate of one hundred and ninety thousand eight hundred and seventeen dollars and eight cents ($190,817 08.) The expenditures during the same period were one hundred and fifty-seven thousand five hundred and eleven dollars and seventy-three cents ($157,511 73,) leaving a balance on the 10th of October, 1856, of thirty-three thousand three hundred and five dollars and thirty-five cents ($33,305 35.) The receipts, from

that time, to the 10th of October, 1857, amounted to two hundred and ninety-six thousand seven hundred and sixty dollars and ninety-three cents ($296,760 93,) making with the foregoing balance three hundred and thirty thousand and sixty-six dollars and twenty-eight cents ($330,066 28.) The expenditures during the same time were three hundred and twenty-one thousand seven hundred and seventy-nine dollars and eighteen cents, ($321,779 18,) leaving a balance on the 10th of October, 1857, of eight thousand two hundred and eighty-seven dollars and ten cents ($8,287 10.) For the detailed operation of the system, I refer you to the full and lucid report of the able Superintendent for the year 1856. From that report it will appear, that the whole number of children reported to him, between the ages of six and eighteen years, were two hundred and forty-five thousand one hundred and eighty-one (245,181,) being twelve thousand three hundred and six (12,306) more than were reported to the Auditor by the County Assessors. The highest number reported at school during the year, at any one time, was one hundred and thirty-nine thousand eight hundred and five (139,805,) being an increase of twenty-six thousand and forty-two (26,042) over the preceding year. The number of schools in operation are reported at three thousand eight hundred and eighty-eight (3,888,) being an increase of five hundred and fourteen (514.)

The balance to the credit of the counties, not called for each year, is directed by law to be transferred to the Commissioners of the Sinking Fund, for which the Governor is required to execute the bond of the State, redeemable at the pleasure of the Legislature, and not transferrable, bearing six per cent. interest, and specifying the amount due to each county. In pursuance of this provision of law, on the 23rd of February, 1857, I executed the bond of the State to the Board of Education, for twelve thousand one hundred and sixty-seven dollars and thirty cents ($12.167 30,) which will be found reported as a part of the school debt of the State.

I cannot refrain from tendering to you my hearty congratulations, upon this exhibit of the prosperous condition of our common school system. It is comparatively but recently that the means of education were within the reach of any except the opulent. Our present system embraces every child in the commonwealth, and places it in his power to obtain the rudiments of education; and, I need scarcely add, that in proportion to the unrestrained circulation of knowledge, will public opinion be enlightened, and an independent, masculine, and healthful spirit become the controlling element of public prosperity.

It is to cultivated intellect that we must look for the impulses by which our country is to be carried forward in the march of improvement. We want it in its most expanded and enlarged form, an intellect, which by originality of thought, and by scientific researches, may lay claim to the gratitude of the human race. It is one of the laws of our nature that mankind should be carried forward by great abstract truths, which are developed by a few minds—often by a single individual. When a great discovery is made, or a great truth revealed, it is frequently but dimly perceived by some superior intellect, but by the action of other minds upon it, all its relations with the best interests of society become almost indefinitely multiplied. When Watt first made the application of steam to machinery, he did not dream that in the hands of Fulton, and Fitch, and Rumsey, it was to revolutionize the commerce of the world; and when Franklin drew the lightning from the clouds, he little thought that it was destined to annihilate time, and space, and become the ready messenger of human thought. Original thoughts, and great truths, when thrown upon the world by creative genius in an age of diffused knowledge, can never die. They become immortal. It must be obvious to the most superficial mind, how deeply and vitally our country is interested in the cause of learn- and the general diffusion of knowledge. It is a source of honest pride to us all, that there is but one feeling in our State as to the necessity of universal elementary education.

Our common schools struggled for many years for a precarious existence, until many began to doubt the possibility of success with our existing social relations, but the system received the vitalizing touch of genius, and it may now proudly compare with the best in our country. Yet the fact cannot, and ought not to be concealed, that there are gross deficiencies in many of our schools, which time, and continued and enlightened perseverance, can alone correct. The character of the schools, and the amount of knowledge imparted, and their moral influence on the community, must depend in a great measure upon the character of the teachers. Without assiduous, efficient, moral, and competent teachers, our schools must necessarily sink in the public estimation. Whatever is done to elevate the character of the teachers, elevates at the same time, and in the same degree, the character of the schools which they teach. The mind and heart of every child within the commonwealth must be subjected, during the most ductile period of youth, to the influence of teachers. We all know the permanence of early impressions, and yet many persons act as if skill, or professional experience, were unnecessary for the office of a teacher. De Witt Clinton, when Governor of New York, in urging the improve-

ment of the system of common schools in that State, by the establishment of a Normal School, for the education of teachers, says "the vocation of a teacher in its influence on the destinies of the rising and all future generations has either not been fully understood, or not duly estimated. It is or ought to be ranked among the learned professions." With the desire to place our school system upon a permanent and enduring basis, and to elevate the standard of common school education, a law was passed, at your last session, to reorganize Transylvania University and to establish a school for teachers, "in which should be taught all branches of learning usually taught in the district schools, together with the theory and practice of teaching." All the requirements of the law having been complied with, the school has been carried into successful operation; and time alone is required to demonstrate the practical effects which will be produced by it upon our common school system. For the number of pupils, the counties from which they were sent, and more detailed information as to its operation, I refer you to the report of the trustees which will be laid before you.

If it be the duty of the government to make adequate provision for the education of the children of the State, an enlightened self-interest, and the spirit of the age, alike require that the system should be so developed, and improved and matured, as to ensure the highest attainable results. If I were called upon to point out the *most* efficacious improvement in the system already established, the engine by which the minds of the rising generation could be most successfully developed, the means by which the word of instruction could reach farthest and sink deepest, I would say that it would be by multiplying competent and enlightened instructors, thoroughly versed in the theory and practice, the science and the art of teaching. Teaching is an art, and like all other arts it is capable of perpetual improvement. That system of teaching is beginning to be adopted, and under the influence of the Normal School, will silently but surely make its way into our common schools, which is best calculated to develope, invigorate, and mature all the intellectual and moral faculties of our nature. The fostering care of the Legislature, wisely extended to this school, has inaugurated a new era in the history of the common school education of our State. It, or some equivalent institution, in my judgment, is an indispensable part and parcel of any well matured and enlightened system of elementary education. The prosperity, and usefulness, and elevation of our whole system of popular instruction is indissolubly blended with it. It has no party affinities or ties—no sectarian dogmas to inculcate—no peculiar religious creed to propagate. It is the institution of the people of the whole State, of every party and all

sects. In all its ends and aims it is elevated far above the atmosphere of political or religious strife. If properly sustained it will become one of the controlling elements of the progress and advancing civilization of the age. I know of no subject which can occupy your attention, as legislators, of more vital interest to the commonweath, than the perfection of our system of elementary education; and it will be my pride and pleasure to co-operate with you, to this end, in whatever the dictates of duty, or patriotism, may suggest. In my last message I suggested the propriety of the removal of the office of the Superintendent of Public Instruction to the seat of government, and for the reasons then stated I renew the recommendation.

Our charitable institutions will claim your particular attention. You will have before you the reports of those under whose care they have been placed, and it will be your duty to make such inquiries and investigations, as to their present condition, and past management, as may most effectually secure, for the future, the humane and philanthropic object of their establishment. I have no reason to doubt their good management, but as they are only required to report to you—and that now only biennially—and large sums are drawn annually for their support from the public Treasury, I respectfully suggest the propriety of the passage of some law, by which a responsible general supervision may be established. The last half century has witnessed a wonderful amelioration of the condition of the insane, deaf and dumb, and the blind, and our hospitals for the former, and asylums for the latter, have kept pace with the spirit of the age, and are an honor to our State. While, however, so much has been done for this unfortunate class of our population, the poor and pitiable idiot is still left in groveling imbecility. You will see, from the Auditor's report, that the sum annually drawn from the Treasury for the support of such as are paupers, is every year increasing, and now exceeds twenty-one thousand dollars ($21,000.) Experience has demonstrated, that there is scarcely one of these, now almost loathed human beings, into whose mind the ray of reason may not be made to penetrate, and who may not be elevated from the depths of misery and hopeless debasement in which he is now found.

During your last session we were favored with a visit from Dr. W. H. Wilbur, the accomplished and philanthropic superintendent of the New York asylum for idiots, accompanied by several of his pupils, who were publicly examined and gave evidence of the developement of mental powers, which might well compare with many reared under happier auspices. Nothing, I am persuaded, but the apprehension of not being able to procure a competent and experienced superintendent,

prevented the action of the last Legislature on the subject, and I am unable now to state that a suitable one could be procured. I would respectfully suggest, however, that the large and commodious building of the Western Lunatic Asylum—which is not now I understand more than half filled—might be profitably used in making an experiment on this subject, which if successful, as I doubt not it would be, would ultimately result in a large pecuniary saving to the Treasury.

I am glad to be able to inform you that since your last session, there has been a manifest and marked improvement in the condition of our State Prison. In my last message, it became my duty to state to you that there was a great deficiency of bedding, that the cells were damp and unhealthy, and not more than half enough which could be safely used. By an act approved 10th of March, 1856, the sum of twenty thousand dollars ($20,000,) "together with all sums of money to which the State may be entitled from the operations of the institution during the succeeding two years from the passage of the act," were appropriated, in order to afford facilities for the extension of the area of the prison, and to build a new cell-house and hospital, and Commissioners were appointed to carry the law into effect. The work contracted to be done is nearly completed, and the Commissioners will lay before you at an early day a detailed report of their proceedings The area of the Prison has been extended, by the building of an outer wall of substantial and solid masonry. A large and commodious hospital is nearly completed, the upper part of which is destined for female prisoners, and the old cells renewed and repaired, so as to have now two hundred and fifty-two instead of one hundred and twenty-six—the number heretofore used—the whole of them presenting a degree of comfort and cleanliness heretofore unknown in the prison. The law seems to have contemplated the building of a new cell-house, and the Commissioners accordingly sought for and obtained plans from different sources, but it was ascertained that the money appropriated would scarcely more than lay the foundation for the number of cells needed. As chairman of the Commissioners, I was unwilling to commence an improvement which could not be completed with the money appropriated, leaving it as a necessity to the Legislature to abandon what had been done as a loss, or to make further appropriations, and in this view there was a unanimous concurrence of the Commissioners. They accordingly determined to repair the old cells, and I am happy to say have succeeded, at a small cost, in making them as safe and comfortable in all respects as if new cells had been built. The cells are now dry and airy, with an iron bedstead and good bed and comfortable bedding in each, and the requirement of the law carried out, of solitary

confinement at night. The whole cost is less than the appropriation, and I am confident is less than the same amount of work could be done for again. I refer you to the report of the Commissioners for a detailed account of the whole expenditure.

By a law of the last session of the General Assembly, the Commissioners of the Sinking Fund were authorized, on behalf of the State, to make a contract with the present keeper of the Penitentiary for a lease of the prison, at a fixed and stipulated sum of money, to be paid in annual installments. All the provisions of this act have been carried into effect, and the partnership feature in the previous contract abrogated. We thus get clear of the long and complicated accounts between the keeper and the State, involving an almost interminable difficulty in their final settlement and adjustment. I have no hesitation whatever in declaring, that in my opinion the present mode of leasing the prison is infinitely better for the interests of the State than that containing the partnership feature. There is now no settlement to be made with the keeper. He has to pay the sum stipulated on a given day into the treasury, and upon his failure to do so a summary judgment may be rendered against him. In making a new contract, if you should deem it advisable to adhere to the present system, it will be for you to ascertain what would be a fair and reasonable sum to be annually paid by the keeper. While more than he can afford to pay ought not to be exacted, the State is entitled to receive its fair and reasonable value. It should never be an object with the State to make money out of its convict labor, and whenever the prison yields an income beyond the expenses incident to this mode of punishment, a certain portion might be distributed, to an amount greater than is now done, among those who leave the walls of the prison. The small pittance allowed to each prisoner upon the expiration of his sentence, in many cases, is not sufficient to defray his necessary expenses home.

The inspectors appointed by law to make weekly visits to the prison, and to examine into all matters connected with its government, discipline, and police, have been diligent in the performance of that duty, and have regularly reported to me as required by law. In addition to these reports, I have personally kept such general supervision over the institution as was compatible with my official duties. The object of all prison discipline should be not merely to punish the offender for his crime, but if possible to reform him by all the means which virtue and christian counsel can exert. The great and radical defect of our whole system is the mingling of the young and inexperienced offender who has perhaps committed his first crime, with old and hardened criminals who are beyond the pale of reformation. I hope the day

will come when it will be in your power to have them kept so separated as to remove the pernicious effect of such association.

The number of convicts on the 1st of March, 1856, was two hundred and forty; on the 1st of March, 1857, two hundred and thirty-eight; and on the first of November last two hundred and thirty-six. It is apparent that kind but rigid discipline can alone govern such a large number of criminals, and it is but simple justice to add that the present keeper is peculiarly and eminently qualified for the discharge of all the duties which belong to the office, and, as far as has ever come under my observation, he has fulfilled every obligation imposed upon him by the responsible position he occupies.

I beg leave again to invite your attention to the present condition of our militia system. By a law approved March 7, 1854, it was enacted that a muster should be held on the first Saturday in June, 1859, and on the first Saturday in June every sixth year thereafter, which should be styled a regimental muster. Under this law our whole militia system has been destroyed, and the State is left in a defenseless condition in any sudden emergency. No returns of either officers or men are now made to the Adjutant General, and if there were any call for the militia "to execute the laws, suppress insurrection, or repel invasion," there is no mode by which that call could be obeyed or enforced. There is, in fact, no organized militia in the State. I have encouraged, as far as it was in my power, volunteer companies by furnishing them with public arms. I earnestly recommend that the system be revised, and some mode prescribed by which full annual returns, at least, should be made to the proper department. Some law is also necessary to give greater facilities in commissioning officers of volunteer companies.

I herewith submit to you the report of the Quarter Master General, giving a detailed statement of the number and condition of the public arms. In making a selection of our quota of the public arms I thought it advisable to take the whole amount in brass ordnance. There are such constant changes made in small arms, and they are so liable to be destroyed or lost by being in the hands of military companies, I thought it our interest to get a full supply of cannon before making a further requisition for muskets or rifles.

We have now in the Arsenal forty-five pieces of ordnance, eleven thousand seven hundred and ten rifles and muskets, one thousand seven hundred and sixty pistols, one thousand seven hundred and thirty swords, with all the necessary accoutrements belonging to each class of arms. I have not authorized the sale of any of the public arms which were unfit for use, because they would bring but little or nothing,

and it was deemed advisable to postpone any action in the matter until the proposition made by the Secretary of War to alter, at the expense of the United States, the small arms issued to the States, had been finally disposed of.

The Geological and Mineralogical Survey of the State has been in progress during the past two years, and, in pursuance of the direction of the statute, the reports made to me have been handed over to the Public Printer for publication. They contain a large amount of valuable and interesting information as to our mineral wealth and various soils, with the best means for their improvement and renovation. It is due to the great agricultual interest of the State that this survey should be completed. Apart from the inexhaustible mineral wealth which has already been developed, it will furnish an accurate analysis of soils from every part of the State. Data will be given for tracing the natural manures, and the best means pointed out of fertilizing our soils. Its value cannot be too highly estimated in the influence which it is destined to exert on the future agricultural industry of the State. I regret that we shall, to some extent, be deprived of the valuable services of Dr. Owen, who has accepted the appointment of Geologist for the State of Arkansas. He has, however, expressed a willingness to continue to give a general supervision over the Kentucky survey, and, as he receives only a per diem compensation, for the time he is actually occupied in the service of the State, it is, I think, desirable that as the work was commenced by him it should be completed under his auspices. I however submit the whole subject to your better judgment, with the full confidence that you will do whatever may be best calculated to advance the prosperity of our State.

Profoundly impressed with the great importance of the agricultural improvement of the State, I respectfully invoke that aid and patronage demanded by the magnitude of the interests involved. You will see from the report of the State Society, which will be laid before you, what has been done for the advancement of this great branch of human industry, in which the great mass of our people feel such deep and abiding interest. We are essentially an agricultural people, and I need scarcely add that agriculture is the solid foundation upon which the prosperity of our commonwealth is based. Whatever can advance its interests, or promote its improvement, has a just claim upon your enlightened consideration.

By the act "to provide for the registry of births, deaths, and marriages in Kentucky," we have now reports for the past five years, carefully compiled and judiciously arranged. From them may be gathered the prevailing disease in each locality of the State; the relative fecundity

of the white and black race; the average age of marriages and of deaths; the number of births, and the proportion of male and female children. The reports give details more or less accurate of 132,332 births, 30,964 marriages, and 57,279 deaths. The collection of these statistics costs but little, and in the estimation of learned physicians are of great importance in pointing out the causes of mortality, as well as in the suggestion of plans for the promotion of the public health.

In connection with this subject, the Kentucky Medical Society, acting under an act of incorporation by the State, have voluntarily collected a mass of interesting facts and valuable information, and I respectfully suggest the propriety of authorizing their reports to be made to some department of the government to be published as other public documents for the benefit of the people. With the knowledge obtained from our registration reports, and the wise suggestions of enlightened and experienced gentlemen of the medical profession, sanitary regulations would necessarily follow, calculated to remove the causes of disease, and lessen the ravages of death.

In making out the registration report the Auditor, as usual, has availed himself of the aid of a skillful physician, who has devoted much of his time and attention to this subject, and I recommend that the customary appropriation be made for this service.

A report and resolution in relation to the alleged claim of the United States to Wolf Island, in the Mississippi river, were passed at your last session, which were transmitted by me to our Senators and Representatives in Congress, by which they were requested to procure the passage of an act of Congress relinquishing all claim the United States might have to the island. A resolution was accordingly passed by Congress, approved March 3, 1857, by which the United States disclaims all title to any and all lands on Wolf Island, with a proviso that it shall not be construed as in any manner affecting the question of jurisdiction over said island as between the States of Kentucky and Missouri. I also transmitted a copy of the same report and resolutions to the Governor of Missouri, and have received from him in return a report and resolutions passed by the Legislature of Missouri, which are herewith submitted. It will be seen that for the purpose of having a definite settlement of the boundary between the two States a suit in chancery in the United States Court was proposed, and as we had suggested this as one of the modes of settlement, all the preliminary steps for the institution of the suit have been arranged. Whenever the bill is filed, the answer of the State will be prepared and immediately filed also, and every facility afforded by each party for

the speedy determination of the controversy. I have appointed James Harlan, Esq., Attorney General of the State, to prepare the case for trial on behalf of Kentucky.

The habit of betting on elections, with the almost necessary consequence of using money to procure or influence votes, is a great and growing evil, which demands your careful consideration. The only penalty for this pernicious practice is the infliction of a fine, which is not graded in proportion to the magnitude of the offense. The small betters who are often provoked by the heat of controversy to this violation of law do it openly, and are thus held amenable, and compelled to pay as heavy a fine as those who bet solely for gain, while the latter generally escape the infliction of any penalty. If by any means the betting could be made to have the effect of a disqualification to vote it might interpose an effectual remedy. I leave the whole subject to your sound and enlightened consideration.

In a government like ours the elective franchise is justly deemed the dearest if not the most responsible prerogative of a freeman. It is the exercise of sovereign power, and is the foundation on which our institutions are based. Upon its purity depends, to a great extent, the very existence of our government. Every citizen, whether native or naturalized, whatever may be his political affinities, is entitled to demand the preservation of this inestimable right, not only in its exercise by himself without molestation, but by the adoption of all legal means effectually to prevent frauds or illegal voting. It is a subject that rises far above every party consideration, and is inseparably connected with the very vitality of liberty. One party may achieve a triumph to-day and another to-morrow, through its corrupt instrumentality, but no matter by which achieved it will be a triumph over the prostrate form of freedom. Any and every attempt to sully the purity of the elective franchise, whether by violence or fraud, deserves the condemnation and reprobation of the patriots of every party. Illegal voting, whether founded on perjury or forgery, on false or loaned certificates of naturalization, or on the temporary removal into an election district without any intention of a permanent residence, can have no other effect than to corrupt the very fountain of legitimate power by overruling the honest expression of the popular will. In all such cases it is the false and fraudulent and illegal votes which under the desecrated forms of the law, are taken in lieu of the calm and dispassionate voice of the people. Knowing, as all must do, that Europe has been pouring her paupers and criminals upon us in almost countless numbers, it is not surprising that fraud and illegal voting have kept pace with the means of its perpetration. The shameless Plaquemine fraud

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in Louisiana was but the commencement of a system which has been kept up, to a greater or less extent, ever since. It is a solemn duty which we owe our common country, to guard against this growing evil, which, in my judgment, threatens the perpetuity of our free institutions.

The ignorant foreigner, who comes among us without being able to speak a word of our language, who has never read our constitution, and can have no idea of our complex form of government, is unfit to be trusted, within the short probationary period fixed by law, with the sacred privilege of the ballot which is to exercise a controlling influence over the destiny of a free people. I know that there are intelligent, virtuous, and patriotic foreigners among us—naturalized citizens who reverence the law, and are sincerely attached to our form of government. But when it is recollected that it has never been proposed to interfere, in any manner, with existing rights; that those now entitled to the exercise of the elective franchise, by the very fact of having it bestowed upon them, have become American citizens, fully and indefeasibly entitled to whatever the constitution and laws have conferred upon them, not only our interest but theirs also demands the adoption of a policy which is to affect the incoming race only, and which is believed to be necessary to preserve, in their purity, the institutions of our country. It seems strange that all who are in the habit of deferring to the lessons of wisdom taught by the fathers of the Republic, who have listened to the teachings of history, or who are willing to take warning by the experience of the present, do not unite to correct this great and threatening evil. It would be the first great step taken towards purifying the ballot-box by cutting off one vast source of corruption and fraud. Its necessity is inculcated by the teachings of those wise patriots who constructed the frame-work of our government, and who, at a time when immigration to our shores was but five thousand a year, with a patriotic jealousy of those born and reared under kingly governments, wisely ordained, by fundamental law, that the chief executive officer of our government should be selected from those who were then citizens or who should thereafter be born within the United States. Were those patriots now to re-construct their work, with our annual imigration swollen to nearly five hundred thousand souls, it is not too much to say that the constitutional safeguard, as to birth, would be extended in a modified form to every voter whose voice could be instrumental in the election of a native-born executive.

These views may, for a season, come under the ban of party proscription, but I have the consciousness that they are sincerely and honestly entertained, and with an abiding faith in a righteous cause,

with the blessings of Providence I feel assured of their ultimate triumph and success.

I have received resolutions, with the request to lay them before you, from the States of Ohio, New Hampshire, Maine, Massachusetts, and Connecticut, which are herewith transmitted. These resolutions relate to slavery, and its extension into the territory of Kansas, and to the opinion of the Supreme Court of the United States in the Dred Scott case. I regret extremely that they breathe a spirit at war with the best interests of the country, and which, if carried into practical effect, could not fail to endanger, if not destroy the government under which we live. In all the embittered agitation arising from fanaticism, united with sectional party strife, our State has uniformly manifested a spirit of conciliation and a never ceasing devotion to the Union of the States. We have never asked the general government to force our institutions on any State or Territory. The position of the entire south is antagonistic to such an idea; but we do claim that the citizens of a Territory, when they form a State government, have the unquestionable right to adopt such a domestic polity as may suit themselves, under the federal guaranty that the form of government be republican. Any restriction of this inherent power, either before or at the time of their State organization, is inconsistent with every idea of equality, and at war with the genius and spirit of our government.

In my last message I expressed my profound conviction that the only safety to the Union consisted in the firm establishment of the doctrine, that the common government for all the States should abstain unconditionally from all hostile action upon the subject of slavery. Further reflection has only strengthened me in the views then expressed. The Federal Government is a common government for all the States, and is bound to extend its protection to all property made such by State authority. It creates no property itself, and wherever the flag of the Union floats, so far as depends upon federal action, one species of property has as much claim to protection as another. This is demanded by the law of equality, and is claimed as a right secured by the highest constitutional sanction.

I deeply regret the agitation of this distracting question, and trust that the day is not far distant when it will no longer mingle as an element in party conflicts. Its continued agitation is calculated to weaken if not to sever the ties by which we are bound together under a common government. The warning voice of the Father of his country seems to be unheeded, and all the lessons of history forgotten. There is no real diversity of interests between the different sections of our widely extended country, and situated as we are in Kentucky, be-

tween the north and south, *our* interests are indissolubly bound up in the destiny of each. It is our habit to cultivate a feeling of kindness for every section; but as a sovereign State, with one heart and one impulse, we claim an equality with every other member of the confederacy. We ask in the spirit of patriotism that this mischievous agitation, so vitally affecting our interests as a border State, shall cease forever. If there be an honest difference of opinion as to the construction of our organic law, let it be decided by the supreme arbiter which that law has itself ordained.

I have a deep conviction that God will keep us a united people, and with a devout invocation for his continued Divine protection, may we not all unite in the fervent prayer, that, in the coming centuries which are to follow, our own cherished commonwealth shall still remain a bright star in the galaxy of States, forever devoted as now to the Union and the Constitutional rights of every member of a great Republic.

C. S. MOREHEAD.

A Statement showing the amount of the Public Debt of the State of Kentucky, on the 4th day of November, 1857.

Description of Bond.	Original issue.	Am't redeemed.	Am't unredeemed.
Amount due and outstanding of the six per cent. issue of $609,500, of six year bonds, and Internal Improvement Railroad Scrip, -	-	-	$ 412 00
Bonds issued May 25th, 1835, to Bank of Kentucky, under act of February 28, 1835, payable 30 years after date, bearing 5 per cent. interest, at the Bank of Kentucky, - - -	$ 100,000 00	$ 73,000 00	27,000 00
Bonds issued August 1st, 1835, to Prime, Ward & King, under an act of February 28th, 1835, payable 30 years after date, bearing 5 per cent. interest, at New York, - -	100,000 00	5,000 00	95,000 00
Bonds issued April 25, 1836, to Northern Bank of Kentucky, under an act of February 29, 1836, payable 30 years after date, bearing 5 per cent. interest, at Northern Bank of Kentucky, - - - -	100,000 00	5,000 00	95,000 00
Bonds issued June 1st, 1836, to Bank of Kentucky, under an act of February 29, 1836, payable 30 years after date, bearing 5 per cent. interest at the Northern Bank of Kentucky,	50,000 00	26,000 00	24,000 00
Bonds issued April 1st, 1837, to War Department, under an act of February 23, 1837, payable 30 years after date, bearing 5 per cent. interest, at New York, - - - - -	165,000 00	-	165,000 00
Bonds issued September 2d, 1843, to John Tilford, agent to sell, under an act of March 8, 1843, payable 30 years after date, bearing 5 per cent. interest at New York, - -	100,000 00	13,000 00	87,000 00
Bonds issued July 1st, 1838, to the American Life Insurance and Trust Company, under an act of February 16, 1838, payable 30 years after date, and bearing 6 per cent. interest at New York, - - - - -	1,250,000 00	173,000 00	1,077,000 00
Bonds issued from 22d April, 1840, to 19th February, 1841, to contractors on Public Works, under act of February 22d, 1839, payable 30 years after date, bearing 6 per cent. interest at New York, - - - - -	33,000 00	12,000 00	21,000 00
Bonds issued November 4, 1840, to Northern Bank of Kentucky, under an act of February 21, 1840, payable 30 years after date, bearing 6 per cent. interest at New York, -	235,000 00	32,000 00	203,000 00
Bonds issued November 4, 1840, to Bank of Kentucky, under an act of February 21, 1840, payable 30 years after date, bearing 6 per cent. interest at New York, - - - -	180,000 00	37,000 00	143,000 00
Amounts carried forward, - -	$ 2,313,000 00	$ 376,000 00	$ 1,937,412 00

STATEMENT—Continued.

Description of Bond.	Original issue.	Am't redeemed.	Am't unredeemed.
Amounts brought forward, - -	$ 2,313,000 00	$ 376,000 00	$ 1,937,412 00
Bonds issued from April 3, 1841, to April 1, 1842, to contractors, and in exchange for 6 year bonds, under act of February 21, 1840, February 1841, and March 3d, 1842, March 11, 1843, and March 2, 1844, payable 30 years after date, and bearing 6 per cent interest, at New York, -	1,741,000 00	263,000 00	1,478,000 00
Bonds issued January 1, 1845, to holders of Lexington and Ohio Railroad bonds, under act of March 1, 1844, payable 15 or 30 years after date, at the pleasure of the State, bearing 6 per cent. interest, at New York, - - - - - - -	150,000 00	34,000 00	116,000 00
Bonds issued from 7th October, 1846, to 15th June, 1848, to holders of 6 year bonds and others, under act of February 23, 1846, and March 1, 1847, payable 15 or 30 years after date, at the pleasure of the State, bearing 6 per cent. interest, at New York, - - - - -	70,000 00	9,000 00	61,000 00
Bonds issued to Southern Bank of Kentucky, under the several acts chartering said bank, bearing six per cent. interest, - - - - -	600,000 00	-	600,000 00
Bonds held by the Board of Education, - - - - - -	1,326,770 01	-	1,326,770 01
Bond for unexpended county distribution, issued 23d August, 1855, and held by the Board of Education, -	42,894 72	-	42,894 72
Bond for unexpended county distribution, issued 21st February, 1857, and held by Board of Education, -	12,167 30	-	12,167 30
Total, - - - - - -	$ 6,255,832 03	$ 682,000 00	$ 5,574,244 03

Amount of 6 per cent. debt due and outstanding, - - - - - - -		$ 412 00
Amount of 5 per cent. bonds unredeemed, - - - - - -		493,000 00
Amount of 6 per cent bonds unredeemed, - - - - - - -		3,099,000 00
Amount of Southern Bank issue, for stock in said bank, - - -		600,000 00
Amount of bonds held by Board of Education, composed as follows, to wit: eight bonds of the Commonwealth of Kentucky:		
No. 1. At thirty years date, bearing 6 per cent. interest, dated August 9, 1840, - - - - - - -	$ 24,000 00	
No 20. At thirty years date, bearing 6 per cent. interest, dated January 16, 1840, - - - - - -	21,500 00	
No. 21. At thirty years date, bearing 6 per cent. interest, dated January 1, 1840, - - - - - -	22,000 00	
No. 22. At thirty-five years date, bearing 5 per cent. interest, dated January 18, 1840, - - - - - -	500,000 00	
No. 23. At thirty-five years date, bearing 5 per cent. interest, dated January 22, 1840, - - - - - -	170,000 00	
No. 24. At thirty five years date, bearing 5 per cent. interest, dated January 22, 1840, - - - - - -	180,000 00	
Amounts carried forward, - - - - - -	$917,500 00	$4,192,412 00

STATEMENT—Continued.

Amounts brought forward,	$917,500 00	$4,192,412 00
No. —. Bearing 5 per cent. interest from January 1, 1848, and made payable at the pleasure of the Legislature, and dated December 20, 1848,	308,268 42	
No. —. Amount of bond issued for balance due for interest on State bonds, and same dated July 5, 1850, and made payable at the pleasure of the Legislature, and to bear interest at the rate of 5 per cent. per annum, from January 1, 1850,	101,001 59	
		1,326,770 01
Bond issued by the Governor for surplus due the several counties, dated 23d August, 1855, held by Board of Education,		42,894 72
Bond issued by the Governor for surplus due the several counties, dated 21st February, 1857, held by Board of Education,		12,167 30
		$5,574,244 03

Every bond is recorded in a set of books kept in the Auditor's office, with all the coupons of interest attached, and whenever one is redeemed it is cancelled, and so marked on the recorded bond; and so with regard to all coupons of interest paid. These bonds and coupons, after careful comparison and a minute description of each one—which is entered in a separate book—by an order of the Commissioners are burnt by those appointed by law to perform that duty. As chairman of the Board of Commissioners, I have felt it to be my duty to examine these books, and to see that every bond reported redeemed by me had been marked cancelled on the recorded bond.

C. S. MOREHEAD, *Chairman.*

[*Documents accompanying Governor's Message.*]

QUARTERMASTER GENERAL'S OFFICE,
FRANKFORT, 10th October, 1857.

To His Excellency, C. S. MOREHEAD,
Governor of the Commonwealth of Kentucky:

Agreeably to the provisions of "an act establishing a Militia System," making it the duty of the Quartermaster General to report annually to the Commander-in-chief the number and condition of the arms and equipments, including in said report all the camp equipage belonging to the State, I have the honor to transmit my report, showing the number and condition of the same in the State arsenal, on the 10th day of October, 1857, together with the issue of arms and equipments to uniform companies, and the receipts from all sources, at the arsenal, since the date of my last report to your Excellency.

Arms and Equipments in the State Arsenal.

11,710 The whole number of arms, serviceable and unserviceable, in the arsenal is eleven thousand seven hundred and ten.
2,580 flint lock muskets, in good order.
2,018 flint locks, repaired and in good order.
2,032 flint locks, in bad order.
620 percussion cap muskets, in good order.
80 Mississippi rifles, in good order.
160 Mississippi rifles, repaired and in good order.

520 Hall's rifles, flint lock, and in good order.
600 Hall's rifles, flint lock, in bad order.
300 Deringer rifles, in good order.
1,000 flint lock muskets, worthless.
700 cavalry pistols, in good order.
1,000 cavalry pistols, in bad order.
60 Colt's pistols, in good order.
24 brass 6-pounders, not mounted, in good order.
2 brass 12-pounders, percussion cap, mounted and in good order.
8 brass 6-pounders, mounted and in good order.
4 6-pound howitzers, not mounted, in good order.
6 iron 6-pounders, not mounted, in bad order.
9 cannon or amunition wagons, not mounted.
1 ten-inch mortar, in good order.
250 artillery swords.
1,440 cavalry swords.
36 regulation swords.
86 set of harness, complete.
1 brass and 1 iron 6-pounder, not mounted.
2 brass 6-pounders, taken in the Mexican war, and presented to State of Kentucky by Col. John S. Williams and Col. G. A. Caldwell.

Issues.

There have been issued from the arsenal to the use of the uniform corps, upon requisition and bond pursuant to the statute, the following arms and equipments, viz:

1856. April 3. To Captain L. B. White, city of Louisville—
40 percussion cap muskets.
40 cartridge boxes.
40 breast plates.
40 cap boxes.
40 belt plates.
40 bayonet scabbards.
40 frogs.
40 brushes and pricks.
40 gun slings.
40 belt straps.
5 sabres.
5 sergeants' swords.

1856. December 24. To Captain W. W. Frazier, of Todd county—
60 percussion cap muskets.
60 cartridge boxes.
60 breast plates.
60 cap boxes and belts.
60 belt plates.
60 gun slings.
60 bayonet scabbards and frogs.
40 brushes and pricks.

1857. June 9. To Captain Fleming Wright, city of Louisville—
60 percussion cap muskets.
60 cartridge boxes.
60 breast plates.
60 belts with plates.
60 bayonet scabbards.
60 cap boxes and pouches.
60 gun slings.
5 regulation swords.

1857. June 23. To Captain G. Clay Smith, Madison county—
60 percussion cap muskets.
60 bayonet scabbards.
60 cartridge boxes.
60 gun slings.
60 cap boxes.
60 breast plates.
60 pricks and brushes.
60 frogs.
4 sergeants' swords.

1857. August 1. To Captain John W. Morgan, Fayette county—
60 rifles.
60 pouches and flasks.
60 waist belts.
60 cap boxes.
60 breast plates.
60 gun slings.
6 cavalry swords.
6 regulation swords.
6 shoulder belts.
60 wipers.
60 tube wrenches.

1857. November 26. To Captain James S. Jackson, Christian county—
60 percussion cap muskets.
60 cartridge boxes.
60 bayonet scabbards.
60 belts.
60 pair wipers.
60 waist belts.
60 shoulder straps.
60 frogs.
60 screw drivers.
60 breast plates.
8 artillery swords.

1856. September 20. To Kentucky Military Institute, Colonel E. W. Morgan—
60 percussion cap muskets.
40 pair wipers.
40 bayonet scabbards.
80 tubes.
40 waist belts.

40 cartridge belts and boxes.
40 frogs.
20 screw drivers.
2 tube wrenches.
12 sabres.
12 cavalry swords.
10 regulation swords.

1857. July 20. To Captain C. D. Pennybacker, city of Louisville—
60 percussion cap muskets.
60 pair wipers.
60 shoulder straps.
60 bayonet scabbards.
60 waist belts and breast plates.
60 cartridge boxes.
60 frogs.
60 screw drivers.
6 regulation swords.
20 percussion cap muskets.
20 shoulder straps.
20 cartridge boxes.
20 bayonet scabbards.
20 gun slings.
20 pricks and brushes.
20 screw drivers.
20 waist belts.
40 plates.

1856. November 23. To James S. Jackson, Christian county—
1 brass 6-pound cannon.
1 primer's wire.
1 gunner's gimblet.
2 sponges and rammers.
1 worm and probe.
2 tail handspikes.
1 port fire.
1 tube case and powder horn.

The Secretary of War has renewed his recommendation of Congress of the last session, for an appropriation to enable the United States government "to alter the small arms heretofore issued to the States for the use of the militia, so as to make them conform to the improved model which has been adopted for the United States service." By the act above referred to, authority was given to dispose of the old and unserviceable arms and equipments in the arsenal, and to apply the proceeds to the purchase of other arms. Several offers were received for them, but at so inadequate a sum per musket that they were declined. I thought it best to defer selling until a more favorable opportunity for a better offer, than to make any sacrifice.

From personal inquiry instituted during the past year into the situation and condition of the public arms heretofore loaned to the brigade boards, for the use of the militia of the several counties of the State, I am enabled to report to your Excellency that very little or no

care is taken of them, from the fact that the brigades have no further use for them; the meetings of the brigade boards have fallen into disuse, the militia not called out as formerly for training and inspection, and no suitable armory provided by the counties for the safe keeping and preservation of the same, and the greater proportion of them, now scattered throughout the bounds of the brigades, are considered and used as private property.

Efforts have been made to recall arms issued upon requisition and bond to uniform companies now out of service, but with very little success, as will appear by reference to the returns embodied in this report. Many of the officers upon whose bonds the arms were issued, are either dead or have removed to other States; the arms have passed into the possession of individuals, and independent organizations not recognized by law, nor accountable to the State for either their safe keeping, or return to the arsenal when required.

All of which is respectfully submitted.

A. G. CAMMACK,
Quartermaster General of Kentucky.

Correspondence, &c., in relation to Wolf Island.

OFFICE OF SECRETARY OF STATE,
CITY OF JEFFERSON, June 15, 1857.

To His Excellency,
The Governor of Kentucky:

SIR: By direction of the Governor I herewith enclose to you a certified copy of a resolution adopted by the legislature of this State, in reference to Wolf Island; also, a copy of a report of a committee of the House of Representatives, upon the same subject.

I have the honor to be, most respectfully,
Your obedient servant,
B. F. MASSEY, *Secretary of State.*

Report from the Committee on Federal Relations, in relation to Wolf Island.

The committee on Federal Relations, to which was referred the communication from the Governor of Kentucky, in relation to Wolf Island, have had the same under consideration, and instructed me to report:

That your committee cannot recognize the validity of the claim of Kentucky to the territory in controversy; nor do they admit the correctness of the argument of the Kentucky Legislature, submitted to this General Assembly, in the report from the committee of that body.

That Kentucky may, for the last twenty years, have advanced a claim to the island will not be controverted; but, on the other hand, it is equally true, that Missouri has always claimed it as hers, and evinced that claim in every possible way.

The Virginia treasury warrant, said to have been located in 1782, by Myers and Shannon, was a mere paper location; they did not settle on the land; they did not improve it, or in any manner control it. Even if the warrant had been located by metes and bounds, it could not in any way divest France—the then owner of Louisiana—of her sovereignty, or transfer title to Virginia. It may be true, that Joseph Edrington settled on the island thirty years ago, claiming under Myers; yet, it is equally true, that he had so little confidence in its validity, that he entered the same land, or a part of it, in the United States land office, at Jackson, in this State.

Kentucky, no doubt, has sold the lands on the island at the nominal price of ten cents per acre. The United States have, also, sold them at a dollar and a quarter; and portions of them are now held by citizens of Mississippi county, Missouri, regardless of the claims of Kentucky.

Virginia, from whom Kentucky sprung, and under whom she claims, originally owned on both sides of the Ohio, and when she organized the district of Kentucky, she gave her jurisdiction to low water mark on the north side of the river. This gave her the ownership of the islands in the Ohio, and hence the origin of her claims to islands in the Mississippi.

But very different were the facts in relation to the boundaries on the latter river. The main channel of the Mississippi was always the dividing line on this continent, between the dominions of France and Spain on the one side, and Great Britain on the other. It is a well established historical fact, that the island was claimed and treated as a part of Louisiana, by both the French and Spanish governments—that a French and Spanish confirmation was located on it, and is now owned by a citizen of Missouri.

The main channel of the Mississippi was part of the boundary of Louisiana when ceded by France to the United States, in 1803, and such is the boundary designated in the constitution of the State of Missouri.

During the existence of the Territorial Government of Missouri, the island was a part of the county of New Madrid, she exercising jurisdiction unquestioned, by collecting taxes, serving legal process, and exercising other acts appertaining to sovereignty. During the war of 1812, the inhabitants of the island were enrolled in the militia of the territory, and claimed protection as a component part thereof.

The United States, after taking possession of Louisiana, caused the island to be surveyed as a part of the purchase from France, brought it into market, and actually sold a portion of it to citizens of this State, who still own and possess it, notwithstanding the adverse claim of Kentucky. It is a notorious fact, that the island would, long since, have been entered, if the lands had not been withdrawn from market at the instance of Kentucky.

That the main channel of the Mississippi is on the east side, and always has been, is evidenced by both tradition and history, and cannot, in the opinion of your committee, be successfully controverted. If this be so, it places the claim of Missouri beyond doubt. Some years ago the Commissioner of the general land office fully investigated this

subject, and did not hesitate to decide that the island formed a part of the State of Missouri.

The island in controversy is large and valuable, containing some five thousand acres of the richest soil. Missouri owes it to herself, as well as her citizens immediately interested, to assert her and their rights.

By the documents submitted to your committee, from the Governor of Kentucky, the legislature of that State proposes to settle the question in one of three ways:

First.—By procuring the passage of a law of Congress, relinquishing all claim the United States may have to Kentucky.

Second.—By reference of the matter to three disinterested persons, who shall not be citizens of any State bordering on the Mississippi, and

Third.—By suit. It is presumed in the courts of the United States.

Your committee cannot accede to either of the two first propositions.

If the United States should transfer her rights to Kentucky, it would not settle the question. The general government does not now own the sovereignty that is in Missouri, having been vested in her since 1820, when her state constitution was formed.

The second proposition is tedious, expensive, and uncertain. Years might elapse before the matter could be adjusted; and then the unsuccessful party might, or might not, abide the award.

To the third proposition, "that of settling it through the courts of the United States," your committee is perfectly willing to agree, and for that purpose would recommend the adoption of the following resolution:

Resolved by the General Assembly of the State of Missouri, That for the purpose of having a definite settlement of the boundary between this state and Kentucky, the Governor be requested to take the necessary steps to effect that object, by a suit in chancery or otherwise, in the courts of the United States, and, to defray the expenses incident to such proceeding, the Governor is authorized to draw from the treasury the necessary sum, not to exceed, in the aggregate, fifteen hundred dollars; which sum is hereby appropriated out of any money in the treasury not otherwise appropriated.

Resolved further, That the Governor be requested to communicate the foregoing report and resolution to the Governor of Kentucky, and to each of our Senators and Representatives in Congress.

Approved February 21, 1857.

I, B. F. Massey, Secretary of State, hereby certify the foregoing printed copy of a resolution, adopted by the legislature of the State of Missouri, at its session by and on the 29th day of December, 1856, is a true and perfect copy of the original roll, now on file in this office.

In testimony whereof I have hereto set my hand and affixed the seal of office. Done at the city of Jefferson, at the office of the Secretary of State, this 15th day of June, A. D., 1857.

B. F. MASSEY, *Secretary of State.*

EXECUTIVE DEPARTMENT,
Jefferson City, Missouri, February 21, 1857.

DEAR SIR: In pursuance of the last of the enclosed resolutions, I beg leave to communicate said resolutions and the accompanying report to you; and if it shall meet the views of the legislature of Kentucky, I desire, in accordance with the wish of the general assembly of Missouri, as expressed in the first of said resolutions, "to take the necessary steps," in conjunction with the Executive or other proper authority of Kentucky, "to effect a definite settlement of the boundary between this state and Kentucky," as it regards Wolf Island, "by a suit in chancery or otherwise, in the courts of the United States." In order that "the necessary steps" specified in the resolution aforesaid, may be taken, I hope you will do me the honor to let me hear from you in reply, at your earliest convenience.

With sentiments of high regard, I am very truly,

Your obedient servant,
TRUSTEN POLK.

To His Excellency the Governor of Kentucky,
Frankfort, Kentucky.

DEAR SIR: I received your letter of the 21st February last, enclosing the resolutions passed by the legislature of Missouri, in relation to the disputed jurisdiction of Wolf Island, in the Mississippi river, and have appointed the Hon J. Harlan, Attorney General of the state, to make the necessary preliminary arrangements for the prosecution of a suit between our respective states. I have received a letter from J. W. Morrow, Esq., informing me that he had been appointed by you for a similar purpose, on the part of your state, and I have informed him that he could confer with Mr. Harlan.

I have the honor to be, very respectfully,
C. S. MOREHEAD.

To the Governor of Missouri.

A true copy:
T. P. ATTICUS BIBB, *Assistant Secretary.*

EXECUTIVE DEPARTMENT.

J. W. MORROW—

DEAR SIR: I have received your letter of the 19th instant, upon the subject of the proposed suit between Kentucky and Missouri, in relation to the disputed jurisdiction of Wolf Island, and I have appointed the Hon. J. Harlan, Attorney General of this state, to make all the necessary preliminary arrangements, with whom you may confer.

C. S. MOREHEAD.

A true copy:
T. P. ATTICUS BIBB, *Assistant Secretary.*

Joint resolutions of the State of Ohio relative to Kansas affairs.

EXECUTIVE OEFICE,
COLUMBUS, OHIO, April 30, 1856.

To His Excellency, C. S. MOREHEAD,
Governor of Kentucky:

SIR: I have the honor to transmit herewith a copy of a preamble and resolutions, passed by the Legislature of this State, agreeably to the requirements of said resolutions.

Very respectfully, your obedient servant,
S. P. CHASE, *Governor of Ohio.*

Whereas, the original policy of our country contemplated no extension of slavery beyond the limits of slave States, and no increase of the number of such States; and whereas experience has sufficiently proven that every departure from that policy has been productive of evil, and of evil only; and whereas by the repeal of the slavery prohibition of the Missouri compromise the whole question of slavery, in its relation to the Union, the States, and the Territories, has been reopened; and whereas the people of Kansas, deprived of the protection of that prohibition, and despoiled by armed invasion of their undoubted right to elect their own Representatives, have been compelled to choose between the alternatives of resort to the inherent right of every community, in the absence of valid laws, to provide for its own safety and good order, or submission to the unauthorized edicts of a pretended legislature; seeking to compel the admission of slavery by appointing its own creatures to all Territorial offices, whether executive or judicial, and by imposing such restrictions upon the right of suffrage at future elections as will exclude the opponents of slavery from the polls; and whereas the people of Kansas, properly adopting the former alternative, have proceeded to elect a delegate to Congress, and to form for themselves a State constitution with a view to application for admission into the Union; and whereas, it is the duty, in the judgment of this General Assembly, of the Federal Government, and of the people of the several States, to unite their efforts to save the Territory of Kansas from the renewal of civil tumult, and from the further shedding of blood; be it therefore

Resolved, by the General Assembly of the State of Ohio, That the cause of the people of Kansas, engaged in defending themselves against lawless violence and in asserting their inherent right of self-government, be and hereby is earnestly commended to the warm sympathies of the people of Ohio.

Resolved, That our Senators in Congress be instructed, and Representatives requested, to oppose all acts and measures which tend to recognize as legal and binding, any of the acts of the pretended legislature of Kansas, held at Shawnee Mission.

Resolved, That our Senators in Congress be instructed, and Representatives requested, to use their best endeavors for the immediate passage of an act of Congress, admitting Kansas into the Union as a free

State, with such limitation of boundary as by Congress shall be deemed advisable; and in case Congress shall not consent to such admission, then to use their best endeavors to secure the passage of acts enabling the people of that territory to elect their own Governor and other officers, and fully protect them in the exercise of the elective franchise.

Resolved, That our Senators in Congress be further instructed, and our Representatives requested, to use their best endeavors to secure the passage of laws prohibiting slavery in the Territories of Kansas and Nebraska, and all territory embraced in the Missouri compromise, and re-establishing the original American policy as declared in the regulation proposed by Thomas Jefferson in 1784 for the exclusion of slavery from all territory ceded, or to be ceded, and of such other laws as shall best fulfill the high duty repeatedly acknowledged by the people of Ohio, of using all power clearly given by the terms of the National compact, to prevent the increase, to mitigate, and finally eradicate the evil of slavery, without encroaching upon, or in any way legislating upon the wright of each State to adopt and modify its own municipal laws, to regulate its own internal affairs, and to hold and maintain its equal and independent sovereignty with each and every other State.

Resolved, That the Governor be requested to cause a copy of this preamble and resolutions, properly certified, to be forwarded to each of our Senators and Representatives in Congress, and the Governor of each State in the Union.

N. H. VAN VORHES,
Speaker of the House of Representatives.
THOMAS H. FORD,
President of the Senate.

April 9th, 1856.

STATE OF OHIO,
SECRETARY OF STATE'S OFFICE,
Columbus, O., April, 26, 1856.

I, James H. Baker, Secretary of State of the State of Ohio, hereby certify, that the foregoing is a true copy of a preamble and resolutions passed by the General Assembly of this State, copied from the original roll on file in this office.

In testimony whereof, I hereunto set my hand, and affix the great seal of the State of Ohio, at Columbus, this 26th day of April, A. D., 1856.

JAMES H. BAKER,
Secretary of State.

Resolutions of the Legislature of New Hampshire in relation to the late acts of violence and bloodshed by the slave power in the Territory of Kansas, and at the National Capital.

Resolved by the Senate and House of Representatives in General Court convened, as follows: 1. *Resolved*, That all subsequent events have demonstrated that the abrogation, in the act organizing the Territories of Kansas and Nebraska, of the prohibition against slavery, which formed a part of the compact long known and respected as the Missouri compromise, was not, as was alledged by the supporters of the measure, for the purpose of recognizing and enunciating a great political principle, but, as was charged by its opponents at the time, had for its object to strip that great territory of its defences, and to open it to invasion and conquest by that relentless power, which, in its onward movement, no concession can appease, and no acquisition can satisfy; and which, for the advancement of its unholy purposes, has long wielded, and virtually claims the right to wield, the whole power of the general government.

2. *Resolved*, That the successful incursions of the armed and organized bands of lawless marauders from a neighboring State into the Territory of Kansas—assailing and overpowering its peaceful inhabitants, preventing their lawful exercise of their political rights, seizing upon and appropriating all the powers vested in them for the formation of a government, and fortifying and perpetuating this usurpation by the most oppressive and atrocious laws—have proved that the doctrine of popular sovereignty, however true in the abstract, and in its application to more mature, or to independent communities, is not fitted to the condition of an infant territory, under constitutional guardianship, and most especially, where the powers vested in the guardian shall be used in violation of the great trust which it holds.

3. *Resolved*, That there never has been established in Kansas any government in accordance with the provisions of its territorial or organic law, and that the conduct of the National Executive, in sanctioning and sustaining a pretended government, forcibly imposed upon its inhabitants by slavery fanatics and propagandists from the State of Missouri, is unjust and inhuman, and ought to be rebuked by the friends of freedom throughout the Union, in the most emphatic manner in which they can express their condemnation of wrong.

4. *Resolved*, That the adoption of a constitution, the organization of a government, and the application for admission into the Union as a State, by the people of Kansas, are measures forced upon them by the necessities of their condition, are justified by precedent, and should be acceded to by Congress as the best and speediest, if not the only means of restoring peace and order to the Territory, and of calming the agitation of the country.

5. *Resolved*, That responsibility for the depredations, burnings, imprisonments, and murders which have been committed against the property and persons of the people of Kansas, tidings of which have come to us upon every western breeze, rests, we are constrained to say, as well upon the President of the United States, charged with the execution of the laws and the preservation of the peace of the coun-

try, as upon the inflamed and misguided men who have been the actors in the perpetration of these crimes, and upon those who have stimulated and instigated their commission.

6. *Resolved*, That the recent unmanly and murderous assaults which have disgraced the national capital, are but the single outbursts of that fierce spirit of determined domination which has revealed itself so fully on a larger field, and which manifests itself at every point of contact between freedom and slavery, and, which, if it shall not be promptly met and subdued, will render any free expression of opinion, any independence of personal action by prominent men of the free States in relation to the great national issue now pending, imprudent and perilous, unless it shall be understood that it is to be backed up by the bowie knife and the revolver.

7. *Resolved*, That while offences, of whatever enormity, which affect only or mainly individual security, may be referred for punishment to the local laws of the place where they are committed—for those offences whlch reach beyond the individual, and inflict a wound upon a great principle which concerns the whole people, it becomes a duty to arraign the offender at the great bar of the public opinion of the country, and to pronounce upon him such sentence of condemnation as his crime shall merit.

8. *Resolved*, That the assault upon an editor of a public journal, when in attendance upon Congress in his lawful business, for opinions supposed to have been expressed by him through the columns of that journal, upon the public official conduct of a member of the government, was a blow at the freedom of the press, and could only have been intended as an admonition that slavery had grown so great that her champions must be spoken of only in careful language and with bated breath.

9. *Resolved*, That the later, more atrocious and more brutal attack, by one of the chivalrous Representatives of South Carolina, upon a Senator from Massachusetts, in the Senate chamber, for words spoken in debate, in his place, and as the organ of the State which he in part represents in that body, made with the stealthy approach of the assassin, and with the cowardly accompaniment of an accessory and coadjutor, inflicting blows which by their force and frequency had in them hardly anything short of the significance of murder, is receiving the indignant rebuke which it deserves, from the concentrated voice of the people of the free States, expressed through the press, and in popular assemblies and legislative bodies—not merely as a crime against personal sanctity, but as a violation of Senatorial privilege, as an insult to the dignity and rights of a sovereign State, and as an outrage upon the great constitutional right of freedom of debate—a right, in the vindication and preservation of which, every State and every citizen has a deep interest—and that it is fitting that New Hampshire, through her Legislature, should add her voice, as she now does, to that of Massachusetts, Rhode Island and Connecticut, in swelling this volume of denunciation, and in demanding the punishment of the offender, by his expulsion from that body which he has disgraced.

10. *Resolved*, That the people of the free States, strong in the irresistible force of a majority of numbers, have the power, if they will

exercise it, through the lawful and peaceful agency of the ballot-box, to compel respect for the rights of their representatives wherever they may be in the discharge of their official duties; the power to right the wrongs of Kansas, and to restore peace and security to that unhappy Territory; the power to prevent the extension of slavery over any Territory now free, and to re-establish freedom, as it should have ever been, as the controlling power in the government—and that this State now pledges herself to co-operation with any and all of her sister States in all constitutional measures for the accomplishment of these great ends.

11. *Resolved*, That His Excellency the Governor be requested to forward a copy of these resolutions to the Governors of the several States and Territories of the Union, to be laid before the legislative authorities thereof, and to each of our Senators and Representatives in Congress, to be laid before the Senate and House of Representatives of the United States.

EDWARD H. ROLLINS,
Speaker of the House of Representatives.
THOMAS J. MELVIN,
President of the Senate.

Approved July 12th, 1856.

RALPH METCALF, *Governor.*

STATE OF NEW HAMPSHIRE,
SECRETARY OF STATE'S OFFICE,
Concord, N. H.

I hereby certify, that the foregoing is a true copy of the resolutions passed by the Legislature of this State, copied from the original record now on file at this office.

LEMUEL N. PATTEE,
Secretary of State.

Resolves of the State of Maine, relating to the extension of slavery, the Territory of Kansas, and secret political associations.

Resolved, That in the judgment of this legislature, the settled convictions of the people of Maine are adverse to the extension of slavery over the territories of the United States; but that the "resolves relating to slavery," approved March seventeenth, eighteen hundred and fifty-five, set forth doctrines which are not satisfactory to the people of this State, and are calculated to increase sectional agitation, without accomplishing any good result, and to place the State in an attitude of apparent hostility to the Union and the Constitution.

Resolved, That the people of Kansas Territory, under the Constitution of the United States, and the provisions of the Nebraska-Kansas Act, the true intent and meaning of which by its very terms are de-

cared to be, "to leave the people thereof perfectly free to form and regulate their domestic institutions in their own way, subject only to the Constitution," are entitled to protection against interference from any quarter, intended to thwart or prevent the actual settlers in said territory, from the full and complete exercise of the right of suffrage and the enjoyment of all civil and political rights and privileges incident to their position, and necessary to secure the just regulation of their domestic institutions.

Resolved, That the Territory of Kansas should be admitted as a State into the Union, whenever it shall have a sufficient population, and the people thereof have adopted a constitution republican in its character, and have conformed to the usages which have heretofore been considered necessary and proper in similar cases.

Resolved, That secret oath-bound political associations are hostile to a republican form of government; destroy the rights of the minorities and the independence of the citizens; corrupt the purity of the ballot box, and become "potent engines, by which cunning, ambitious, and unprincipled men are enabled to subvert the power of the people, and usurp for themselves the reins of government.

Resolved, That the Governor be requested to forward a copy of these resolves to each of our Senators and Representatives in Congress, to be presented to that body, and to the Governor of each State, with a request that the same be laid before the Legislature thereof.

In the House of Representatives, April 10, 1856.
Read and passed.
JOSIAH S. LITTLE, *Speaker*.

In Senate, April 10, 1856.
Read and passed.
LOT M. MORRILL, *President*.
April 10, 1856. Approved.
SAMUEL WELLS.

SECRETARY'S OFFICE,
Augusta, April 23, 1856.

I hereby certify that the foregoing is a true copy of the original deposited in this office.

CALEB R. AYER, *Secretary of State*.

***Resolves** of the State of Maine, in relation to the decision of the Supreme Court of the United States, in the case of Dred Scott.*

WHEREAS, the Supreme Court of the United States, in the recent case of Dred Scott, over which it expressly declared it had no jurisdiction, has undertaken to pronounce an extra-judicial opinion, prohibiting the people of the United States from any control of the question of slavery within the territories of the United States, either through

Congress, or local governments instituted under the authority of Congress, or otherwise; and,

Whereas, such extra-judicial opinion subordinates the political power and interests of the American people to the cupidity and ambition of a few thousand slaveholders, who are thereby enabled to carry the odious institution of slavery wherever the national power extends, and pre-dooms all territory which the United States may hereafter acquire, by purchase or otherwise, to a law of slavery as irrepealable as the organic constitution of the country; and,

Whereas, such extra-judicial opinion of a geographical majority of the Supreme Court is conclusive proof of the determination of the slaveholding States to subvert all the principles upon which the American Union was formed, and degrade it into an engine for the extension and perpetuation of the barbarous and detestable system of chattel slavery; therefore,

Resolved, That the extra-judicial opinion of the Supreme Court of the United States, in the case of Dred Scott, is not binding in law or conscience, upon the government or citizens of the United States, and that it is of an import so alarming and dangerous, as to demand the instant and emphatic reprobation of the country.

Resolved, That the Supreme court of the United States should, by peaceful and constitutional measures, be so reconstituted as to relieve it from the domination of a sectional faction, and make it a tribunal whose decisions shall be in harmony with the constitution of the United States and the spirit of our institutions, and, at whose hands all classes of persons in the United States, without regard to race or locality, shall receive even and exact justice.

Resolved, That until this extra-judicial opinion of the Supreme Court, establishing slavery in all the territories of the United States, and placing it beyond the reach of Congress or the people, is reversed and set aside, and, until the advance of our national flag ceases to be the advance of slavery, it will be the paramount duty of the supporters of justice and liberty to resist any further acquisition of territory which may be attempted, under whatever disguise, with the purpose of enlarging the era of an institution which is the scandal of this country and age.

Resolved, That the independent right of each State to determine who shall be admitted to political franchise and citizenship within its own limits, is clear and indisputable, and is to be exercised without question by any other State, and that persons admitted to the rights of citizenship by any State, are, by the plain letter of the constitution of the United States, "entitled to all the privileges and immunities of citizens in the several States."

Resolved, That whatever may be the course of political events elsewhere, the people of Maine are determined to abide by, and make effective within the limits of their own sovereign jurisdiction, the principles of the Declaration of American Independence, the Constitution of the United States, and the Constitution of this State, which, ordained "to establish justice" and "secure the blessings of liberty," declares that "all men are born equally free and independent, and have certain natural, inherent and unalienable rights, among which are

those of enjoying and defending life and liberty, acquiring, possessing and protecting property, and of pursuing and obtaining safety and happiness."

Resolved, That Maine will not allow slavery within its borders, in any form or under any pretence, for any time, however short, let the consequences be what they may.

Resolved, That his excellency, the Governor, be requested to forward a copy of these resolutions to the Governors of the several States and Territories of the Union, to be laid before the legislative authorities thereof, and to each of our Senators and Representatives in Congress, to be laid before the Senate and House of Representatives of the United States.

In the House of Representatives, April 15, 1857.
Read and passed.
C. A. SPOFFORD, *Speaker*.
In Senate, April 15, 1857.
Read and passed
HIRAM CHAPMAN, *President pro tem.*
April 15, 1857. Approved.
JOSEPH H. WILLIAMS.
A true copy—Attest:
ALDEN JACKSON, *Secretary of State*.

Resolves of the Commonwealth of Massachusetts, in relation to the Territory of Kansas.

Whereas, the Congress of the United States has enacted a law, establishing a government in the Territory of Kansas, which opens the said Territory to the introduction of slavery; and,

Whereas, armed mobs have invaded the Territory of Kansas, interfering with the political rights and franchises of the settlers; and,

Whereas, the Commonwealth of Massachusetts has asked in vain, through its Legislature, the State government of Missouri, and the President of the United States, to protect the settlers of the Territory of Kansas against the unparalleled outrages to which they have been subjected— which outrages have been heaped upon them by the slave interest in this country, for the purpose of forcing slavery upon Kansas, against the will of its inhabitants, and against the wishes of a majority of the people of the Union; and,

Whereas, Through the neglect of the government of the United States to protect the settlers, and redress their wrongs, they have been left, as a last resource, to fall back upon the original right of self-preservation, and have appealed to the American people for justification and assistance; therefore,

Resolved, That we have heard the call for sympathy and aid, which has come up to the people of the United States from the settlers of Kansas, with the deepest solicitude; that their sufferings have touched our hearts, and the manly defence of their rights has won our admiration; and while we do not claim, that as a State legislature, we are

clothed with power to initiate measures for their relief, we nevertheless present their case to the people of this Commonwealth, in full confidence that they will use all just and constitutional means to aid these heroic men in maintaining and defending their liberties.

Resolved, That the inhabitants of Kansas are justifiable in declining to recognize the code of laws which was forced upon the territory by the act of a body of men calling themselves a legislature, and yet composed, in part, of persons who were not settlers; and that the President of the United States, in endorsing those enactments as the true laws of Kansas, and, in his threat that the settlers shall be made to obey them, even at the point of the bayonet, has exhibited a servility to a sectional slave interest, and an indifference to the fundamental principles of justice and freedom, which merit the condemnation of the American people.

Resolved, That this is a fit occasion to re-assert the principle so often declared to be the doctrine of Massachusetts, that Congress has power to prohibit slavery in the territories of the United States, and that this power should be exercised to its full extent.

Resolved, That as the intrigues to thrust slavery upon Kansas have been growing more desperate ever since the repeal of the Missouri Prohibition, until the question of free or slave territory is become a prominent and vital issue before the country, and threatens to drive the nation into a civil war, we hold that the speedy admission of Kansas into the Union as a free State, with her present constitution, is a measure of first importance to the welfare of that Territory, and to the tranquility and honor of the United States, and that our Senators and Representatives in Congress are earnestly requested to use every exertion to bring about this result.

Resolved, That His Excellency, the Governor, be requested to transmit a copy of these resolves to the President of the United States, to the Governors of each of the States and Territories, and to each of our Senators and Representatives in Congress.

House of Representatives, May 30, 1856.
Passed. CHARLES A. PHELPS, *Speaker*.
In Senate, May 31, 1856.
Passed. ELIHU C. BAKER, *President*.
June 3, 1856. Approved. HENRY J. GARDNER.

SECRETARY'S OFFICE, Boston, June 4, 1856.
I certify the foregoing to be a true copy of the original resolves.
Attest: FRANCIS DE WITT,
Secretary of the Commonwealth.

Resolves of the State of Connecticut, on the smbject of slavery.

STATE OF CONNECTICUT,
GENERAL ASSEMBLY,
May Session, 1857.

Rosolved, That as the fathers of American liberty held, so do "we hold these truths to be self-evident, that all men are created equal;

that they are endowed by their Creator with certain inalienable rights; that among these are life, *liberty*, and the pursuit of happiness; that to secure these rights, governments are instituted among men, deriving their just powers from the consent of the governed;" that as the fathers of the republic designed to favor no particular class of men, but to establish a government giving equal political rights to all, and the greatest amount of liberty consistent with public safety; we maintain that the great purpose of our national government should be, to secure and protect those rights, and make perpetual the blessings of *liberty*.

Resolved, That slavery being contrary to the principles of natural right, founded upon injustice and fraud, at war with the principles upon which our government is founded, injurious to the growth and prosperity of the country, and a reproach to a people professing to love liberty, ought never to receive the national sanction; that while we recognize it as a local institution, maintained by force of the law of the State where it exists, and over which we have no control, and for which we have no responsibility, it is our right and our duty to resist to the last, every attempt to extend it into the territories of the republic.

Resolved, That a majority of the judges of the Supreme Court of the United States, in the recent case of Dred Scott, in declaring that a *free* negro of the African race, whose ancestors were brought to this country and sold as slaves, is not a citizen within the meaning of the constitution of the United States, and is not entitled to sue in a court of the United States, and that no state can make him such citizen; that Congress has no power to prohibit slavery in the territories; that every slave-owner may carry his slaves into the territories and hold them therein, as slaves; that the federal government recognizes slaves as property, and pledges itself to protect it in the territories, and that the Missouri compromise act was void, when such declarations or opinions were not necessary for the decision of the case before said court; have departed from the usages which have heretofore governed our courts; have volunteered opinions which are not law; have given occasion for the belief that they promulgated such opinions for partizan purposes, and thereby have lowered the dignity of said court, and diminished the respect heretofore awarded to its decisions.

Resolved, That the resolutions of the General Assembly of this State, passed in 1849, declaring that Congress has full constitutional power to prohibit slavery in the territories of the United States, by legislative enactment; that the people of Connecticut, while abiding by the compromises of the constitution, and averring their attachment to the Federal Union, are unalterably opposed to the extension of slavery into free territory, and the further extension of its influence into the councils of the federal government; that in resisting the extension of slavery we do not make a sectional issue nor oppose the interests of the people of the South, express *now*, as then, the sentiments of the people of Connecticut.

Resolved, That the people of Connecticut deeply sympathize with their brethren in the Territory of Kansas, in their struggles against the

aggressions of slavery, and earnestly desire that they may continue to resist, by all lawful means, until they shall make Kansas a free State.

Resolved, That our Senators in Congress are hereby instructed, and our Representatives in Congress are hereby earnestly requested to vote always and in every stage of the question, against the admission of another slaveholding State into the Federal Union.

Resolved, That His Excellency, the Governor, be requested to transmit a copy of these resolves to the President of the United States, to the Governors of each of the States and Territories, and to each of our Senators and Representatives in Congress.

STATE OF CONNECTICUT, }
Office of Secretary of State. }

I hereby certify that the foregoing is a true copy of the resolutions passed by the General Assembly of the State at its May session, A. D. 1857, on record in this office.

In testimony whereof, I have hereunto set my hand and affixed the seal of said State, at Hartford, this fourth day of July, one thousand eight hundred and fifty-seven.

ORVILLE H. PLATT, *Secretary of State.*

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1. Mr. Huston presented a petiton of the President and Directors of the Winchester and Mt. Sterling Turnpike Road Company, praying that they may be permitted to erect an additional toll-gate on said road.

2. Mr. Burns presented the petition of Daniel Rainey and others, praying that the said Rainey may be permitted to keep a restaurant and sell liquor in Johnson county, without license.

3. Mr. Burns presented the petition of John N. Burnett and others, praying that the said Burnett may keep a restaurant and sell liquor, in the town of Prestonsburg, without license.

Which were received, the reading dispensed with, and referred—the 1st to Messrs. Huston, Johnson and Daniel; the 2d to Messrs. Burns, Roberts and Hensley; the 3d to Messrs. Burns, Whitt and Patton.

Mr. A. H. Talbott moved the following resolution, viz:

Resolved, That the Public Printer forthwith print 100 copies of the Governor's Message, for the use of each member of this House.

Which was adopted.

And then the House adjourned.

WEDNESDAY, DECEMBER 9, 1857.

Mr. Hugh K. Rachford, the member returned to serve in this House from the county of Campbell, appeared, and having taken the oath prescribed by the Constitution, took his seat.

1. Mr. Shanks presented the petition of Zachariah Epstein, praying that he may be permitted to peddle goods without license.

2. Mr. Richardson presented the petition of sundry property-holders of Ludlow, Kenton county, praying the removal of a toll-gate on the Covington and Dry Creek Turnpike Road.

3. Mr. Armstrong presented the petition of sundry citizens of Hardin county, praying that Washington Smith may be permitted to peddle goods without license.

4. Mr. Russell presented the petition of Nathan W. Curry, of Cumberland county, praying that the dividing line between the counties of Cumberland and Adair may be changed so as to include him in the latter county.

5. Mr. Anthony presented the petition of Green B. Woodcock, praying a repeal of the law in relation to peddlers.

6. Mr. Machen presented the petition of sundry citizens of the town of Eddyville, praying an amendment to the charter of said town.

7. Mr. Brown presented the petition of the Trustees of School District, No. 22, Meade county, praying for an appropriation out of the school fund, for a school taught in said district and not reported according to law.

8. Mr. Trapnall presented the petition of James C. Coleman and others, praying that a paper purporting to be a will of Wm. L. Coleman, deceased, may be admitted to record in the Mercer County Court, as the last will and testament of said Coleman.

9. Mr. Burns presented the petition of sundry citizens of Greenup county, praying that Joshua Oaks may be permitted to transfer his ferry privileges over the Ohio river, to William G. Johnson, of said county.

Which were received and referred—the 1st, 3d and 5th to the committee on Ways and Means; the 2d to Messrs. Richardson, Ellis and Trapnall; the 4th to Messrs. Russell, Evans and W. P. Payne; the 6th and 8th to the committee on the Judiciary; the 7th to the committee on Education; and the 9th to Messrs. Burns, Patton and Bruce.

Mr. Huston, from the committee appointed to prepare and bring in

the same, reported a bill to amend an act, entitled, an act to amend the charter of the Winchester and Mount Sterling Turnpike Road Company.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass and that the title thereof be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Russell—1. A bill for the benefit of the sheriff of Adair county.

On motion of same—2. A bill to repeal an act, entitled, an act to amend the several acts in relation to peddlers.

On motion of Mr. Leathers—3. A bill for the benefit of J. C. Allin, former sheriff of Anderson county.

On motion of same—4. A bill to change the rate of interest.

On motion of Mr. Anthony—5. A bill for the benefit of the sheriff of Allen county.

On motion of Mr. G. W. Hamilton—6. A bill to repeal the office of County Treasurer of Bracken county.

On motion of same—7. A bill for the benefit of John W. R. Corlis, of Bracken county.

On motion of same—8. A bill for the benefit of John T. Weaver, of Bracken county.

On motion of same—9. A bill for the benefit of David A. Weaver, late sheriff of Bracken county.

On motion of Mr. Machen—10. A bill to suppress the circulation of foreign bank notes, less than five dollars.

On motion of Mr. Hardy—11. A bill for the benefit of John Gearen, of Calloway county.

On motion of Mr. Whitt—12. A bill for the benefit of William J. Fields, late sheriff of Carter county.

On motion of Mr. Jackson—13. A bill to change the time of meeting of the General Assembly of Kentucky.

On motion of same—14. A bill to change the present mode of collecting the revenue of the State.

On motion of Mr. Huston—15. A bill to change the time of holding the Clarke County Court.

On motion of same—16. A bill to change the law in relation to bastardy.

On motion of same—17. A bill to prevent runaway marriages.

On motion of same—18. A bill to regulate appeals from the circuit courts to the court of appeals.

On motion of same—19. A bill for the benefit of the sheriff of Scott county.

On motion of Mr. Hensley—20. A bill to amend the Code of Practice in criminal cases, title "Jurisdiction."

On motion of Mr. Clement—21. A bill for the benefit of J. H. Walker, sheriff of Crittenden county.

On motion of Mr. Daily—22. A bill to extend the corporate limits of the town of Owensboro.

On motion of Mr. Crawford—23. A bill for the benefit of the sheriff of Estill county

On motion of Mr. Combs—24. A bill to amend the charter of the Agricultural Deposit Bank, of Lexington.

On motion of same—25. A bill to authorize the appointment of Commissioner of a Sinking Fund, and to provide for the payment of the public debt of Fayette county.

On motion of same—26. A bill to authorize the appointment of Commissioner of a Sinking Fund, and to provide for the payment of the public debt of the city of Lexington.

On motion of same—27. A bill to amend the charter of the Lexington and Danville Railroad Company.

On motion of Mr. Lindsey—28. A bill amending the laws in relation to the registry of births, marriages and deaths.

On motion of same—29. A bill incorporating a Fire Company in the city of Frankfort.

On motion of Mr. McDaniel—30. A bill for the benefit of the sheriff of Gallatin county.

On motion of Mr. Sterett—31. A bill for the benefit of jurors, in trials before Justices of the Peace and Quarterly Courts.

On motion of Mr. Newell—32. A bill to change the time of electing Justices of the Peace and other officers.

On motion of Mr. Shawhan—33. A bill to repeal an act commonly called the Bracken Road Law, so far as it concerns the county of Harrison.

On motion of Mr. Donan—34. A bill requiring County Judges to keep their offices at their respective county towns.

On motion of Mr. Jessee—35. A bill to prevent the destruction of fish in the Kentucky river and its tributaries.

On motion of same—36. A bill to change the time of holding the Court of Claims of Henry county.

On motion of Mr. Crossland—37. A bill for the benefit of the sheriffs of the counties of Hickman and Fulton.

On motion of same—38. A bill to amend the execution law.

On motion of same—39. A bill to amend the lien law of the city of Hickman.

On motion of same—40. A bill to amend the charter of the Columbus and Paris Plank Road Company.

On motion of Mr. McAfee—41. A bill for the benefit of the sheriff of Hickman county.

On motion of Mr. Burns—42. A bill to amend the 16th section of the Code of Practice in Civil Cases.

On motion of same—43. A bill for the benefit of H. Haskins and Abraham Weinman, administrators of the estate of E. P. Hill.

On motion of same—44. A bill for the benefit of James Trimble, clerk of the Floyd Circuit and County Courts.

On motion of same—45. A bill for the benefit of John Friend, late sheriff of Floyd county.

On motion of Mr. Richardson—46. A bill to repeal an act entitled, an act to regulate the duties of Commonwealth's and County Attorneys.

On motion of same—47. A bill regulating the tenure of common school property in the city of Covington.

On motion of same—48. A bill to establish an additional election precinct in Kenton county.

On motion of same—49. A bill to amend the charter of the Covington and Dry Creek Turnpike Road Company.

On motion of Mr. Davis—50. A bill for the benefit of the sheriffs of Knox and Harlan counties.

On motion of Mr. Roberts—51. A bill to amend the law in regard to retailing spirituous liquors.

On motion of same—52. A bill to amend the law of limitation, in regard to real estate.

On motion of Mr. Bates—53. A bill to exempt the counties of Pike, Perry and Letcher from the operation of the laws in reference to peddlers.

On motion of Mr. Browder—54. A bill to incorporate Adairsville Lodge No. 238, of Free and Accepted Masons.

On motion of Mr. Shanks—55. A bill to amend the charter of the city of Louisville.

On motion of Mr. Duncan—56. A bill to suppress betting upon elections.

On motion of same—57. A bill to create a registry law.

On motion of same—58. A bill to amend the law of set-off.

On motion of Mr. Lyon—59. A bill to create the office of inspector of imported lumber, in the city of Louisville.

On motion of Mr. Muir—60. A bill for the benefit of the sheriff of Jefferson county.

On motion of Mr. C. Field, Jr.—61. A bill for the benefit of G. B. F. Broaddus, former sheriff of Madison county.

On motion of same—62. A bill for the benefit of the Richmond and Lexington Turnpike Road Company.

On motion of Mr. Hansford—63. A bill to incorporate Waynesburg Lodge No. 328 of Free and Accepted Masons.

On motion of Mr. Worthington—64. A bill to amend the charter of the Mason and Bracken Agricultural Fair Company.

On motion of Mr. Brown—65. A bill for the benefit of school district No. 22, in Meade county.

On motion of Mr. Trapnall—66. A bill for the benefit of Philip B. Thompson, of Mercer county.

On motion of same—67. A bill for the benefit of Nimrod Harris and George W. Tompkins, late sheriffs of Mercer county.

On motion of Mr. McMillin—68. A bill for the benefit of Samuel Thoms, former sheriff of Monroe county.

On motion of Mr. Daniel—69. A bill for the benefit of the late sheriff of Montgomery county.

On motion of same—70. A bill to change the time of holding the Powell Quarterly and County Courts.

On motion of Mr. Reid—71. A bill for the benefit of Wm. Mynhier, late sheriff of Morgan county.

On motion of same—72. A bill for the benefit of the present sheriffs of Morgan and Breathitt counties.

On motion of Mr. Eaves—73. A bill to amend an act entitled, "an act authorizing the County Court of McLean to establish a ferry, or purchase the present ferry over Green river, at Calhoun and Rumsey."

On motion of same—74. A bill for the benefit of Charles F. Wing, late clerk of the Muhlenburg Circuit Court.

On motion of same—75. A bill for the benefit of W. H. C. Wing, late clerk of the Muhlenburg County Court.

On motion of same—76. A bill for the benefit of Wm. B. Wall, late clerk of the Daviess Circuit and County Courts.

On motion of Mr. Stitt—77. A bill for the benefit of the Nicholas County Court.

On motion of Mr. DeHaven—78. A bill changing the time of holding the Quarterly Courts of Oldham county.

On motion of Mr. Kelsey—79. A bill to incorporate the Martin Male Academy

On motion of Mr. Brann—80. A bill to increase the pay of witnesses in Circuit and Quarterly Courts.

On motion of Mr. Wickliffe—81. A bill for the benefit of the sheriff of Nelson county.

On motion of Mr. Jones—82. A bill for the benefit of the sheriff of Pulaski county.

On motion of Mr. J. L. Caldwell—83. A bill for the benefit of the sheriffs of this Commonwealth.

On motion of same—84. A bill to regulate the mode of collecting taxes.

On motion of Mr. Barbee—85. A bill to repeal an act, entitled, "an act to re-organize Transylvania University, and establish a school for teachers."

On motion of Mr. Sebree—86. A bill for the benefit of the sheriff of Todd county.

On motion of Mr. Roach—87. A bill for the benefit of the sheriff of Trigg county.

On motion of Mr. Winston—88. A bill for the benefit of the sheriff of Union county.

On motion of Mr. Hines—89. A bill to allow constables six months after the expiration of their term of office, to wind up their unfinished business.

On motion of same—90. A bill for the benefit of Charles F. Wing, and the heirs of Alency McLean, deceased.

On motion of Mr. Belshe—91. A bill to abolish the punishment of imprisonment in county jails for crime.

On motion of same—92. A bill for the benefit of the sheriff of Wayne county.

On motion of same—93. A bill to establish an additional voting precinct in Wayne county.

On motion of Mr. Skean—94. A bill to change the law in relation to retailing spirituous liquors.

On motion of Mr. Goodloe—95. A bill for the benefit of Mrs. Eleanor Aberdeen.

Ordered, That the committee on Ways and Means prepare and bring in the 1st, 3d, 5th, 12th, 14th, 19th, 21st, 23d, 30th, 37th, 41st, 45th, 50th, 60th, 67th, 68th, 69th, 72d, 81st, 82d, 83d, 84th, 86th, 87th, 88th and 92d; the committee on Revised Statutes the 2d, 31st, 38th, 46th and 51st; the committee on the Judiciary the 4th, 6th, 13th, 16th, 17th, 20th, 52d, 55th, 56th, 58th, 59th, 80th, 89th, 91st and 95th; the com-

mittee on Claims the 7th, 8th and 9th, the committee on Banks the 10th; Messrs. Hardy, Richardson and Trapnall the 11th; Messrs. Huston, C. P. Talbot and McDaniel the 15th; the committee on the Code of Practice the 18th and 42d; the committee on County Courts the 22d, 34th, 70th, 77th and 78th; Messrs. Combs, Huston and Johnson the 24th; Messrs. Combs, Johnson and C. P. Talbot the 25th; Messrs. Combs, Johnson and C. Field, Jr., the 26th; Messrs. Combs, Johnson and Goodloe the 27th; Messrs. Lindsey, Goodloe and Duncan the 28th; Messrs. Lindsey, Goodloe and J. L. Caldwell the 29th; the committee on Privileges and Elections the 32d, 57th and 93d; the committee on Internal Improvement the 33d; Messrs. Jessee, Huston and Kelsey the 35th; Messrs. Jessee, DeHaven and Kelsey the 36th; Messrs. Crossland, Morse and Winston the 39th and 40th; Messrs. Burns, Huey and Whitt the 43d; Messrs. Burns, Bates and Hensley the 44th; the committee on Education the 47th, 65th and 85th; Messrs. Richardson, Trapnall and Ellis the 48th and 49th; Messrs. Bates, Burns and Skean the 53d; Messrs. Browder, Hines and Winfrey the 54th; Messrs. C. Field, Jr., Chenault and Huston the 61st; Messrs. C. Field, Jr., Combs and Chenault the 62d; Messrs. Hansford, Boarman and Huston the 63d; the committee on Agriculture and Manufactures the 64th; Messrs. Trapnall, DeHaven and Winston the 66th; Messrs. Reid, Burns and Trapnall the 71st; Messrs. Eaves, Russell and Hines the 73d; Messrs. Eaves, Daily and Hines the 74th, 75th and 76th; Messrs. Kelsey, DeHaven and Richardson the 79th; Messrs. Hines, Eaves and Browder the 90th; and Messrs. Skean, Newcum and Hensley the 94th.

Mr. Richardson moved the following resolution, viz:

Resolved, That the clerk of this House be, and he is hereby authorized to employ the services of an additional clerk, to aid him in the performance of his duties.

Which was adopted.

Mr. Lindsey moved the following resolution, viz:

Resolved, That the committee on Ways and Means be instructed to inquire into the propriety of extending the time now allowed by law to the sheriffs for paying the revenue of the State into the treasury, and that they report by bill or otherwise.

Which was adopted.

Mr. A. H. Talbott moved the following resolution, viz:

Resolved, That a committee of one member from each representative district be appointed to prepare and report a bill to apportion reprenseniation of the districts, as laid off by the constitution.

Which was adopted.

And then the House adjourned.

THURSDAY, DECEMBER 10, 1857.

Ordered, That a committee on Propositions and Grievances be appointed: and a committee was appointed, consisting of Messrs. Wickliffe, Lyon, Hensley, C. Field, jr., Wilson, Winfrey and Sterett, who are to meet and adjourn from day to day, and take into consideration all Propositions and Grievances which may legally come before them, and all such matters as shall, from time to time, be referred to them, and report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers, and records, for their information.

Ordered, That a committee on Privileges and Elections be appointed: and a committee was appointed, consisting of Messrs. Gray, J. L. Caldwell, Belshe, Sebree, Clement, Bates and Ficklin, who are to meet and adjourn from day to day, and take into consideration and examine all returns for members returned to serve in this House during the present session of the General Assembly, and all questions concerning Privileges and Elections, and report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Claims be appointed: and a committee was appointed, consisting of Messrs. Goodloe, Dickey, Winston, Armstrong, Jessee, W. P. Payne and Thomas, who are to meet and adjourn from day to day, and take into consideration all public claims, and all other matters that may, from time to time, be referred to them, and report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on the Judiciary be appointed: and a committee was appointed, consisting of Messrs. Machen, Johnson, DeHaven, Muir, Crossland, Huston and Kelsey, who are to meet and adjourn from day to day, and take into consideration all matters relating to Courts of Justice, and such other matters as may, from time to time, be referred to them, and report their proceedings, with their opinion thereon, to this House; and said committee are to inspect the Journal of the last session, and draw up a statement of the matters then pending and undetermined, and the progress made therein; also, examine what laws have expired since the last session, and inspect such tempo-

rary laws as will expire with this, or are now expiring, and report the same to this House, with their opinion thereon, which of them ought to be renewed and continued; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Religion be appointed: and a committee was appointed, consisting of Messrs. G. S. Caldwell, Shawhan, Hardy, Hines, Thompson, Whitt and Skean, who are to meet and adjourn from day to day, and take into consideration all matters and things relating to religion and morality, and such other matters as may, from time to time, be referred to them, and report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee of Ways and Means be appointed: and a committee was appointed, consisting of Messrs. Newell, Marshall, Anthony, Lyon, Machen, Chamblin and Bruce, who are to meet and adjourn from day to day, and take into consideration the revenue laws, and all other matters relating to or connected with the fiscal concerns of this Commonwealth, and such other matters as may, from time to time, be referred to them, and report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Internal Improvement be appointed: ane a committee was appointed, consisting of Messrs. McCreary, Combs, Daily, Woods, Belshe, C. P. Talbot and A. H. Talbott, who are to meet and adjourn from day to day, and take into consideration all matters and things relating to the improvement of the condition of the country, by roads and canals, and such others as may legally come before them, reporting their proceedings, with their opinion thereon, to this House; and said committtee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Education be appointed: and a committee was appointed, consisting of Messrs. Richardson, Jackson, Eaves, Roach, Newcum, Brann and Morse, who shall meet and adjourn from day to day, and take into consideration all matters relating to education, and the subjects connected therewith, and such others as may, from time to time, be referred to them, reporting their proceedings, with their opinion thereon, to this House; and said committee thall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Military Affairs be appointed: and a committee was appointed, consisting of Messrs. Combs, Donan, Brow-

der, Ficklin, Barton, Dobyns and Roberts, who are to meet and adjourn from day to day, and take into consideration the militia laws of this State, and all other laws relating to the militia, and such others as may, from time to time, be referred to them, reporting their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on the Expenditures of the Board of Internal Improvement be appointed: and a committee was appointed, consisting of Messrs. Marshall, McAfee, McMillin, Ellis, Jones, Drane and Stitt, who are to meet and adjourn from day to day, and take into consideration all matters in relation to the expenditure of money by the Board of Internal Improvement, and such others as may, from time to time, be referred to them, and report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on the Penitentiary be appointed: and a committee was appointed, consisting of Messrs. W. H. Hamilton, Foss, Woosley, Daily, Brown, Worthington and Parker, who are to meet and adjourn from day to day, and take into consideration all matters relating to the Penitentiary, and such others as may, from time to time, be referred to them, and that they report their proceedings, with their opinion thereon, to this House; and said committee may have power to send for persons, papers and records, for their information.

Ordered, That a committee on Agriculture and Manufactures be appointed: and a committee was appointed, consisting of Messrs. Jackson, R. Payne, Chenault, Boarman, Crawford, Harned and J. T. White, who are to meet and adjourn from day to day, and take into consideration all matters relating to Agriculture and Manufactures, and such others as may, from time to time, be referred to them, and that they report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on the Sinking Fund be appointed: and a committee was appointed, consisting of Messrs. Reid, Lindsey, Kelsey, G. W. Hamilton, A. H. Field, Goodloe and Huey, who are to meet and adjourn from day to day, and take into consideration all matters relating to the Sinking Fund, and such others as may, from time to time, be referred to them, and report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Banks be appointed: and a committee was appointed, consisting of Messrs. McAfee, Richardson, Johnson, Jessee, Belshe and Leathers, who are to meet and adjourn from day to day, and take into consideration all matters in relation to Banks, and examine, within the first thirty days of the session, the condition of all the Banks in the State, the amount of loans in the aggregate, and the proportion to the country, towns and cities, and the amount loaned to Directors, and their liabilities on bills of exchange, and the several amounts the fifty highest debtors owe in the cities; and to inquire into and report all facts necessary to a complete understanding of their management, and such other matters in relation thereto as may, from time to time, be referred to them, and report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on the Library be appointed: and a committee was appointed, consisting of Messrs. Russell, Sterett, McDaniel, Kendall and Lyne, who are to meet and adjourn from day to day, and take into consideration all matters relating to the Public Library, and such others as may, from time to time, be referred to them, and report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Public Offices be appointed: and a committee was appointed, consisting of Messrs. A. H. Talbott, Shanks, Smith and Brann, who are to meet and adjourn from day to day, and take into consideration all matters and things relating to the Public Offices, examine into and report their condition and situation, with their proceedings and opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Printing be appointed: and a committee was appointed, consisting of Messrs. R. Payne, Fleming, Trapnall, Hansford and Patton, whose duty it shall be to inquire into the manner in which the Public Printing is done, the accounts for printing particularly, and such other matters as may, from time to time, be referred to them by either House, and report as soon as practicable, what saving and improvement can be made, conducive to the public interest; and they shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Federal Relations be appointed: and a committee was appointed, consisting of Messrs. Kelsey, Marshall,

Barbee, Huston, Machen, Daniel and Wickliffe, who are to meet and adjourn from day to day, and take into consideration all matters relating to Federal Relations, and such others as may, from time to time, be referred to them, and that they report their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on the Court of Appeals be appointed: and a committee was appointed, consisting of Messrs. Huston, DeHaven, Lindsey, Burns and Trapnall, who are to meet and adjourn from day to day, and take into consideration all matters relating to, or connected with, the Court of Appeals, and such others as may, from time to time, be referred to them, reporting their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Circuit Courts be appointed: and a committee was appointed, consisting of Messrs. Barbee, Newcum, Duncan, Goodloe and Donan, who are to meet and adjourn from day to day, and take into consideration all matters relating to, or connected with, the Circuit Courts, and such others as may, from time to time, be referred to them, reporting their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on County Courts be appointed: and a committee was appointed, consisting of Messrs. Crossland, Daniel, A. H. Field, Winfrey and Smith, who are to meet and adjourn from day to day, and take into consideration all matters relating to, or connected with, the County Courts, and such others as may, from time to time, be referred to them, reporting their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on the Revised Statutes be appointed: and a committee was appointed, consisting of Messrs. Trapnall, Barbee, Lindsey, Eaves and G. W. Hamilton, who are to meet and adjourn from day to day, and take into consideration all matters relating to, or connected with, the revision of the statutes, and such others as may, from time to time, be referred to them, reporting their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on the Codes of Practice be appointed: and a committee was appointed, consisting of Messrs. Johnson, Reid, Richardson, J. L. Caldwell and Russell, who are to meet and adjourn

from day to day, and take into consideration all matters relating to, or connected with, the Codes of Practice, and such others as may, from time to time, be referred to them, reporting their proceedings, with their opinion thereon, to this House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee on Enrollments be appointed: and a committee was appointed, consisting of Messrs. Burns, Mitchell, Dickey, Rachford and Roach.

1. Mr. Huey presented the petition of sundry citizens of Livingston county, praying the passage of an act incorporating Telula Lodge, No. 70, I. O. O. F.

2. Mr. Burns presented the petition of Eliphalet Preston, of Johnson county, praying he may be permitted to erect a dam in Sandy river.

3. Mr. Machen presented the memorial of members of the bar, sheriffs and clerks, of Lyon county, praying the repeal of the law establishing the equity and criminal court in the first district, and the establishment of a fourteenth judicial district.

4. Mr. A. H. Talbott presented the petition of sundry citizens of Nelson, Larue, Hardin and Marion counties, praying the formation of a new county, out of parts of the said counties.

5. Mr. Crawford presented the petition of the justices of the Estill county court, praying that they may be permitted to levy an additional *ad valorem* tax on the property of said county, for the purpose of building a new jail.

Which were received, the reading dispensed with, and referred—the 1st, 2d and 3d to the committee on the Judiciary; the 4th to the committee on Propositions and Grievances; and the 5th to Messrs. Crawford, Huston and Daniel.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By Mr. Huston—1. A bill to change the April and October terms of the Clarke county court.

By Mr. Combs—2. A bill to amend the charter of the Agricultural Deposit Bank, of Lexington.

By Mr. Russell—3. A bill changing the dividing line between Adair and Cumberland counties, for the benefit of Nathan W. Curry.

By Mr. Eaves—4. A bill for the benefit of certain clerks of this Commonwealth.

By same—5. A bill to amend an act, entitled, an act authorizing the county court of McLean to establish a ferry over Green river, at Calhoon and Rumsey."

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of the said bills having been dispensed with—the 1st and 4th were severally ordered to be engrossed and read a third time; the 2d was referred to the committee on Banks; the 3d to the committee on Propositions and Grievances; and the 5th to the committee on the Judiciary.

The rule of the House, constitutional provision, and third reading of the 1st and 4th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass and that the titles thereof be as aforesaid.

Mr. Burns, from the select committee appointed to prepare and bring in the same, reported the following bill, viz:

An act for the benefit of John M. Burnett.

Which was read the first time.

And the question being taken upon ordering said bill to be read a second time, it was decided in the negative.

And so said bill was rejected.

Leave was given to bring in the following bills, viz:

On motion of Mr. Russell—1. A bill increasing the duties of assessors.

On motion of same—2. A bill to repeal the chancery and criminal terms of the Adair, Pulaski and Garrard circuit courts.

On motion of same—3. A bill to amend section 298 of the Criminal Code of Practice.

On motion of same—4. A bill to amend the Revised Statutes, title "Special Court of Appeals."

On motion of Mr. G. W. Hamilton—5. A bill for the benefit of Wm. Marshall, jailer of Bracken county.

On motion of Mr. Rachford—6. A bill to incorporate the Alexandria Turnpike Road Company, of Campbell county.

On motion of same—7. A bill to incorporate Pocahontas Tribe, No. 3, I. O. R. M., of Newport.

On motion of Mr. W. P. Payne—8. A bill to repeal an act to incorporate the town of Rowena, in Russell county, approved February 10, 1845.

On motion of same—9. A bill to change the time of holding the Russell county quarterly courts.

On motion of same—10. A bill for the benefit of the sheriff of Russell county.

On motion of Mr. Hensley—11. A bill to repeal an act, entitled, an

act for the benefit of the trustees of the town of Prestonsburg, approved March 10, 1856.

On motion of Mr. Winfrey—12. A bill authorizing clerks of circuit courts, in vacation, to appoint guardians, *ad litem* for infant defendants in civil actions.

On motion of same—13. A bill to amend the law in regard to limitation.

On motion of same—14. A bill to repeal so much of the Code of Practice as requires affidavits to pleas, in civil actions.

On motion of Mr. Daily—15. A bill for the benefit of the sheriff of Daviess county.

On motion of Mr. Johnson—16. A bill to amend the charter of the Lexington and Maysville Railroad Company.

On motion of same—17. A bill to incorporate the Odd Fellows Hall Association, of Lexington.

On motion of Mr. Combs—18. A bill to incorporate a company to improve the navigation of the Kentucky river.

On motion of Mr. Lindsey—19. A bill to amend the Code of Practice in Civil Cases, by granting damages in certain cases.

On motion of same—20. A bill to establish a fixed rate of damages, on the affirmance of certain judgments on appeals.

On motion of same—21. A bill to amend the laws in relation to the collection of the fee bills of clerks and other officers.

On motion of same—22. A bill increasing the duties of the circuit court clerks of this Commonwealth.

On motion of same—23. A bill to amend the laws in relation to roads and passways.

On motion of Mr. Woods—24. A bill to change the time of holding the May and November terms of the Garrard county court.

On motion of Mr. Armstrong—25. A bill for the benefit of S. D. Winterbower, late sheriff of Hardin county.

On motion of same—26. A bill to establish an additional voting precinct in Hardin county.

On motion of Mr. Harned—27. A bill to change the manner of collecting railroad tax in Hardin county.

On motion of Mr. Lyne—28. A bill to reduce the number of a coroner's jury, and allow them pay for their services.

On motion of same—29. A bill for the benefit of the sheriff of Henderson county.

On motion of Mr. Crossland—30. A bill to amend the law in relation to the introduction of slaves from other States.

On motion of Mr. Burns—31. A bill for the benefit of R. Bates, late sheriff of Letcher county.

On motion of Mr. Ellis—32. A bill to incorporate Bradford Lodge, No. 123, of Free and Accepted Masons.

On motion of same—33. A bill to amend the charter of the Kenton county Agricultural Society.

On motion of same—34. A bill to incorporate Walton Lodge, No. 202, of Free and Accepted Masons.

On motion of Mr. Davis—35. A bill for the benefit of the sheriffs of Knox and Harlan counties.

On motion of Mr. Newcum—36. A bill for the benefit of the sheriffs of Rockcastle and Laurel counties.

On motion of Mr. Bruce—37. A bill to amend the road laws of Lewis county.

On motion of same—38. A bill to increase the pay for killing red foxes.

On motion of Mr. Huey—39. A bill changing the time of holding the circuit courts in the 1st judicial district.

On motion of Mr. Duncan—40. A bill for the preservation and protection of game.

On motion of same—41. A bill making it a felony to steal valuable dogs.

On motion of Mr. Muir—42. A bill to limit the time within which to bring actions or motions to set aside sales under executions or decree.

On motion of Mr. Boarman—43. A bill for the benefit of the sheriff of Marion county.

On motion of Mr. J. T. White—44. A bill to amend the charter of the city of Paducah

On motion of same—45. A bill increasing the jurisdiction of justices of the peace.

On motion of Mr. Brown—46. A bill establishing an additional voting precinct in Meade county.

On motion of Mr. Trapnall—47. A bill to incorporate St. Philips Church, Harrodsburg.

On motion of Mr. Reid—48. A bill changing the time of holding the circuit courts in Montgomery, Powell, Bath, Carter, Lawrence, Johnson, Pike, Floyd and Morgan counties.

On motion of same—49. A bill to lengthen the term of the Morgan circuit court.

On motion of Mr. Kelsey—50. A bill authorizing an action to be in-

stituted, to vacate the charter of the Covington and Louisville Railroad Company, and to settle their affairs.

On motion of Mr. J. L. Caldwell—51. A bill to increase the salaries of the judges of this Commonwealth.

On motion of Mr. Winston—52. A bill for the benefit of Jeff. Brown, late clerk of the Union county court.

On motion of same—53. A bill allowing justices of the peace fees in cases of runaway slaves.

On motion of Mr. Wilson—54. A bill for the benefit of the sheriff of Washington county.

Ordered, That the committee on the Judiciary prepare and bring in the 1st, 11th, 42d, 45th, 47th and 50th; the committee on Circuit Courts the 2d, 22d, 39th, 48th and 49th; the committee on the Codes of Practice the 3d, 12th, 14th, 19th and 21st; the committee on the Court of Appeals the 4th; the committee on County Courts the 5th and 9th; the committee on Internal Improvement the 6th, 16th and 18th; Messrs. Rachford, Richardson and Chamblin the 7th; Messrs. W. P. Payne, Winfrey and Russell the 8th; the committee on Ways and Means the 10th, 15th, 25th, 29th, 31st, 35th, 36th, 43d, 51st and 54th; the committee on Revised Statutes the 13th, 20th, 28th, 30th, 40th and 53d; Messrs. Johnson, Combs and Goodloe the 17th; Messrs. Lindsey, Goodloe and J. L. Caldwell the 23d; Messrs. Woods, C. Field, jr., and Chenault the 24th; Messrs. Armstrong, Brown and Harned the 26th; Messrs. Harned, Armstrong and Davis the 27th; Messrs. Ellis, Richardson and Leathers the 32d and 34th; the committee on Agriculture and Manufactures the 33d; Messrs. Bruce, Whitt and Patton the 37th and 38th; Messrs. Duncan, Goodloe and Lyon the 41st; Messrs. J. T. White, Machen and Morse the 44th; Messrs. Brown, Harned and Armstrong the 46th; and Messrs. Winston, Crossland and Clement the 52d.

Mr. Combs moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms be permitted to avail himself of the services of two youths, to act as messengers to the House of Representatives.

Which was adopted.

Mr. Lindsey moved the following resolution, viz:

Resolved, That the committee on the Judiciary be instructed to inquire into the defects and omissions in the present laws, in relation to changes of venue in civil and criminal cases, and particularly to criminal cases where the circuit judge has been excepted to, and no special judge can be had to try the case; and report by bill or otherwise.

Which was adopted.

Mr. Lindsey moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms of the House of Representatives be instructed to have locks put upon the desks of the members of the House, and that the cost thereof be allowed by the committee on Claims.

Which was adopted.

Mr. Lindsey moved the following resolution, viz:

Resolved, That the committee on the Court of Appeals inquire into the propriety of reporting a bill, requiring parties in the court of appeals to assign the errors relied upon for recovering the judgments appealed from; and that they report by bill or otherwise.

Which was adopted.

Mr. Richardson moved the following resolutions, viz:

Resolved, That so much of the Governor's message as refers to the finances of the Commonwealth be referred to the committee on Ways and Means.

Resolved, That so much of said message as refers to the judiciary, be referred to the committee on the Judiciary.

Resolved, That so much of said message as refers to education and the common school system, be referred to the committee on Education.

Resolved, That so much of said message as refers to charitable institutions, be referred to the committee on Ways and Means.

Resolved, That so much of said message as refers to the State Prison, be referred to the committee on the Penitentiary.

Resolved, That so much of said message as refers to the militia, be referred to the committee on Military Affairs.

Resolved, That so much of said message as refers to agriculture and manufactures, be referred to the committee on Agriculture and Manufactures.

Resolved, That so much of said message as refers to internal improvement, be referred to the committee on Internal Improvement.

Resolved, That so much of said message as refers to banks, finance and currency, be referred to the committee on Banks.

Resolved, That so much of said message as refers to federal affairs, be referred to the committee on Federal Relations.

Resolved. That so much of said message as refers to the registration law, be referred to the committee on Education.

Resolved, That so much of said message as refers to the geological and mineralogical survey of the State, be referred to a committee of five members of the House, to be appointed by the Chair.

Which were adopted.

Mr. Eaves movod the following resolution, viz:

Resolved, That the committee on Banks be instructed to inquire into the expediency and practicability of suppressing, by law, the circulation in this Commonwealth of all bank notes under the denomination of five dollars; and to report by bill or otherwise.

Which was adopted.

Mr. Newell moved the following resolution, viz:

Resolved, That the auditor of public accounts be requested to report or lay before the General Assembly the amount of revenue not yet paid in.

Which was adopted.

Mr. Dobyns moved a reconsideration of the vote by which the resolution authorizing the clerk of this House to employ an additional clerk, was adopted on yesterday.

Mr. Gray moved to lay the motion to reconsider on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. McCreary and Anthony, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ficklin,	James M. Mitchell,
Robert Browder,	Curtis Field, Jr.,	Samuel F. Morse,
James L. Caldwell,	George S. Fleming,	Newton P. Reid,
Braxton W. Chamblin,	Sidney A. Foss,	Robert Richardson,
William Chenault,	Anderson Gray,	John I. Roach,
Isaac N. Clement,	George W. Hamilton,	Isaac Smith,
Leslie Combs,	Wm. O. Hansford,	Green Sterett,
Edward Crossland,	Wilford Lee Harned,	Ambrose H. Talbott,
Dillard C. Daniel,	Pleasant Hines,	Charles P. Talbot,
James W. Davis,	Willis B. Machen,	Benjamin M. Winston,
Stephen T. Drane,	James H. McDaniel,	William Woods,
Blanton Duncan,	John H. McMillan,	S. Worthington—37.
Charles Eaves,		

Those who voted in the negative, were

William T. Anthony,	James K. Huey,	William P. Payne,
Elias L. Barbee,	John B. Huston,	H. K. Rachford,
Robert Bates,	James S. Jackson,	Sinclair Roberts,
Joseph M. Boarman,	Milton E. Jones,	William E. Russell,
William A. Brann,	Hiram Kelsey,	Elijah G. Sebree,
Thomas H. C. Bruce,	Alfred Kendall,	Thomas Shanks,
John M. Burns,	William F. Leathers,	Joseph Shawhan,
Gabriel S. Caldwell,	Thomas N. Lindsey,	William B. Skaen,
Oliver Crawford,	James B. Lyne,	William J. Stitt,
Francis M. Daily,	John G. Lyon,	Alex. W. Thomas,
Samuel E. DeHaven,	Allen L. McAfee,	Henry Thompson,
Thomas M. Dickey,	John C. McCreary,	Benjamin C. Trapnall,
Henry B. Dobyns,	Peter B. Muir,	Joshua T. White,
John Donan,	Jonathan Newcum,	Richard P. Whitt,
John Ellis,	Hugh Newell,	John C. Wickliffe,
Abram H. Field,	William B. Parker,	John K. Wilson,
Wm. H. Hamilton,	Joseph Patton,	T. C. Winfrey,
Elisha Hardy,	Remus Payne,	John H. Woosley—55.
Harvey F. Hensley,		

The question being then taken on the reconsideration it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Dobyns and Burns, were as follows, viz:

Those who voted in the affirmative, were

William T.Anthony,	Wm. H. Hamilton,	Joseph Patton,
Elias L. Barbee,	Harvey F. Hensley,	Sinclair Roberts,
Robert Bates,	James K. Huey,	Joseph Shawhan,
Joseph M. Boarman,	James S. Jackson,	William B Skean,
William A. Brann,	Milton E. Jones,	William J. Stitt,
Erasmus O. Brown,	Hiram Kelsey,	Henry Thompson,
Thomas H. C. Bruce,	Alfred Kendall,	Benjamin C. Trapnall,
John M. Burns,	Allen L. McAfee,	Joshua T. White,
Francis M. Daily,	John C. McCreary,	Richard P. Whitt,
Samuel E. DeHaven,	Jonathan Newcum,	John K. Wilson,
Henry B. Dobyns,	Hugh Newell,	T. C. Winfrey,
John Donan,	William B. Parker,	John H. Woosley—37.
Abram H. Field,		

Those who voted in the negative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	Peter B. Muir,
Vene P. Armstrong,	George S. Fleming,	Remus Payne,
William A. Barton,	Sidney A. Foss,	William P. Payne,
Robert Browder,	Anderson Gray,	H. K. Rachford,
Gabriel S. Caldwell,	George W. Hamilton,	Newton P. Reid,
James L. Caldwell,	Wm. O. Hansford,	Robert Richardson,
Braxton W. Chamblin,	Elisha Hardy,	John I. Roach,
William Chenault,	Wilford Lee Harned,	William E. Russell,
Isaac N. Clement,	Pleasant Hines,	Elijah G. Sebree,
Leslie Combs,	John B. Huston,	Thomas Shanks,
Oliver Crawford,	William F. Leathers,	Isaac Smith,
Edward Crossland,	Thomas N. Lindsey,	Green Sterett,
Dillard C. Daniel,	James B. Lyne,	Ambrose H. Talbott,
James W. Davis,	John G. Lyon,	Charles P. Talbot,
Thomas M. Dickey,	Willis B. Machen,	Alexander W. Thomas,
Stephen T. Drane,	James H. McDaniel,	John C. Wickliffe,
Blanton Duncan,	John H. McMillan,	Benjamin M. Winston,
Charles Eaves,	James M. Mitchell,	William Woods,
John Ellis,	Samuel F. Morse,	S. Worthington—59.
John Ficklin,		

Mr. Browder moved the following resolution, viz:

Resolved, That this House has heard, with regret, the death of John F. First—late member elect from the county of Logan—and in testimony of our regard for the memory of the deceased, will wear the usual badge of mourning for thirty days.

Which was unanimously adopted.

And then the House adjourned.

FRIDAY, DECEMBER 11, 1857.

The Speaker laid before the House the biennial report of the Treasurer, viz:

TREASURY DEPARTMENT,
Frankfort, December 10th, 1857.

HON. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: I have the honor to communicate the biennial report of this department.

Very respectfully,
R. C. WINTERSMITH, *Treasurer.*

[*For Report—see Legislative Documents.*]

Ordered, That the Public Printer forthwith print 150 copies thereof, for the use of the members of the General Assembly.

The Speaker laid before the House the response of the Auditor, to the resolution proposed by Mr. Newell, on yesterday, which is as follows, viz:

AUDITOR'S OFFICE, FRANKFORT, KY.,
December 11th, 1857.

Hon. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: In obedience to a resolution of the House of Representatives, I report the "amount of revenue not paid into the treasury" on this day to be $710,749 44. This amount, however, will be subject to credits for commissions, delinquents, &c, the amount of which I have no means of ascertaining.

I am sir, very respectfully,
THO. S. PAGE,
Auditor Public Accounts.

Ordered, That the Public Printer forthwith print 150 copies of said response, for the use of the members of the General Assembly, and that the same be referred to the committee on Ways and Means.

1. Mr. Kelsey presented the petition of Isaac A. Stewart and Nancy Stewart and others, praying that the said Isaac A. and Nancy Stewart may adopt Isaac A. Stewart as their child.

2. Mr. C. P. Talbot presented the petition of the trustees and sundry citizens of the town of Paris, praying for the passage of a law incorporating the "Bourbon Academy," in said town, and for other purposes.

3. Mr. Richardson presented the petition of sundry citizens of Covington, praying for the removal of a toll-gate on the Covington and Dry Creek turnpike.

Which were received, the readings dispensed with, and referred—the 1st to the committee on Religion, the 2d to the committee on Education, and the 3d to Messrs. Richardson, Trapnall and Ellis.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz :

By Mr. Lindsey—1. An act to organize a second fire company in the city of Frankfort.

By same—2. An act to amend the laws in relation to roads and passways.

By Mr. Ellis—3. An act to incorporate Walton Lodge, No. 202, of Free and Accepted Masons.

By same—4. An act to incorporate Bradford Lodge, No. 123, of Free and Accepted Masons.

By Mr. Woods—5. An act to change the time of holding the county court of Garrard county.

By Mr. Duncan—6. An act making it felony to steal valuable dogs.

By Mr. C. Field, jr.,—7. An act for the benefit of G. B. Broaddus, late sheriff of Madison county.

By Mr. Rachford—8. An act to incorporate Pocahontas Tribe, No. 3, of the I. O. R. M., at Newport.

By Mr. Burns—9. An act for the benefit of E. P. Hill's administrator.

By Mr. Richardson—10. An act to amend the charter of the Covington and Dry Creek Turnpike Road Company.

By Mr. Trapnall—11. An act for the benefit of Philip B. Thompson.

By Mr. Burns—12. An act to amend an act, entitled, an act for the benefit of Joshua Oaks.

By Mr. Hensley—13. An act for the benefit of James Trimble and Wm. Williams.

By Mr. Reid—14. An act for the benefit of William Mynhier, late sheriff of Morgan county.

By Mr. Donan—15. An act to prevent the destruction of fish in Kentucky river and its tributaries.

By Mr. Winston—16. An act for the benefit of Jeff. Brown, late clerk of Union county court.

By the committee on County Courts—17, An act for the benefit of Wm. Marshall, jailer of Bracken county.

By Mr. Johnson—18. An act to incorporate the Odd Fellows Hall Association, of Lexington.

By M. Crawford—19. An act to change the law in relation to the tolls on the Kentucky river improvement, approved March 10, 1856.

Which were severally read the first time and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 2d, 3d, 4th, 8th, 10th, 12th, 14th, 15th and 18th bills were referred to the committee on the Judiciary; the 6th to the committee on Revised Statutes; the 7th and 13th to the committee on Ways and Means; the 11th to the committee on Claims; and the 19th to the committee on Internal Improvement.

The rule of the House, constitutional provision, and third reading of the 1st, 5th, 9th, 16th and 17th having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Ordered, That the Public Printer forthwith print 150 copies of the 2d bill for the use of the members of the General Assembly.

A message was received from the Senate, announcing that they had passed bills of the following titles, viz:

An act providing for the election of Judge in the seventh judicial district.

An act for the benefit of Marshall Baker, late sheriff of Greenup county.

An act to change the time of holding justices' quarterly courts in Washington county.

An act to change the State road in McCracken county.

An act to amend the charter of the Louisville and Portland Canal Company.

An act changing the time of holding the county court of Campbell.

An act to incorporate the Union Coal and Oil Company.

Leave was given to bring in the following bills, viz:

On motion of Mr. Wickliffe—1. A bill amending section 5, article xi, title "slaves, runaways and free negroes," of the Revised Statutes.

On motion of Mr. Dickey—2. A bill to amend chapter 55, of the Revised Statutes, title "juries, grand and petit."

On motion of same—3. A bill to increase the pay of chain carriers and markers.

On motion of Mr. C. P. Talbot—4. A bill to change the time of holding the Bourbon county quarterly courst.

On motion of same—5. A bill to charter the Paris and Clintonville Turnpike Road Company

On motion of Mr. G. W. Hamilton—6. A bill for the benefit of the sureties of David A. Weaver, late sheriff of Bracken county.

On motion of Mr. A. H. Field—7. A bill changing the time of holding the circuit courts of Bullitt county.

On motion of Mr. Woosley—8. A bill to extend the terms of the Butler circuit court.

On motion of Mr. Rachford—9. A bill to amend the laws relating to the county levy of Campbell county.

On motion of Mr. A. H. Talbott—10. A bill to license ten pin alleys.

On motion of Mr. W. P. Payne—11. A bill to relieve common school districts not regularly reported.

On motion of same—12. A bill to reduce the pay of the members of the General Assembly.

On motion of Mr. Jackson—13. A bill to incorporate Forest Lodge, No. —, of Free and Accepted Masons.

On motion of same—14. A bill requiring assessors to furnish statistical agricultural information.

On motion of Mr. Clement—15. A bill for the benefit of Arthur H. Belt, of Livingston county.

On motion of Mr. Lindsey—16. A bill to amend the laws in relation to forfeited lands.

On motion of Mr. Kendall—17. A bill to exempt sheriffs from paying toll on turnpike roads.

On motion of Mr. Crossland—18. A bill authorizing the redemption of slaves sold under execution.

Ordered, That the committee on the Revised Statutes prepare and bring in the 1st, 2d, and 18th; the committee on the Judiciary the 3d, 6th, 10th and 13th; the committee on County Courts the 4th; the committee on Internal Improvement the 5th and 17th; the committee on Circuit Courts the 7th and 8th; Messrs. Rachford, Richardson and Brown the 9th; the committee on Education 11th; the committee on Ways and Means the 12th and 16th; the committee on Agriculture and Manufactures the 14th; and the committee on Propositions and Grievances the 15th.

The Speaker announced the appointment of Messrs. Richardson, Winston, Marshall, Duncan and J. T. White, as the committee to whom was referred so much of the Governor's message as relates to the geological and mineralogical survey.

The House then took up a bill from the Senate, entitled,

An act providing for the election of Judge in the seventh judicial district.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Russell moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That on Tuesday next, December 15, an election shall be held for United States Senator.

Mr. Russell moved to dispense with the rule of the House requiring joint resolutions to lie one day on the table.

The question being taken on dispensing with said rule, it was decided in the negative, two-thirds of the members present not voting therefor.

The yeas and nays being required thereon, by Messrs. Huston and J. L. Caldwell, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Wm. H. Hamilton,	Robert Richardson,
William T. Anthony,	Elisha Hardy,	John I. Roach,
Elias L. Barbee,	Harvey F. Hensley,	Sinclair Roberts,
Robert Bates,	James K. Huey,	William E. Russell,
James C. Belshe,	George M. Jessee,	Joseph Shawhan,
Joseph M. Boarman,	Hiram Kelsey,	William B. Skean,
William A. Brann,	Alfred Kendall,	Isaac Smith,
Thomas H. C. Bruce,	William F. Leathers,	Green Sterett,
John M. Burns,	Willis B. Machen,	William J. Stitt,
Isaac N. Clement,	Allen L. McAfee,	Ambrose H. Talbott,
Oliver Crawford,	John C. McCreary,	Alex. W. Thomas,
Edward Crossland,	John H. McMillan,	Henry Thompson,
Francis M. Daily,	Samuel F. Morse,	Benjamin C. Trapnall,
Thomas M. Dickey,	Jonathan Newcum,	Joshua T. White,
Henry B. Dobyns,	Hugh Newell,	Richard P. Whitt,
John Donan,	William B. Parker,	John C. Wickliffe,
Charles Eaves,	Joseph Patton,	John K. Wilson,
John Ellis,	Remus Payne,	Benjamin M. Winston,
John Ficklin,	H. K. Rachford,	John H. Woosley—59.
Abram H. Field,	Newton P. Reid,	

Those who voted in the negative, were

Vene P. Armstrong,	Curtis Field, Jr.,	Thomas N. Lindsey,
William A. Barton,	George S. Fleming,	James B. Lyne,
Robert Browder,	Sidney A. Foss,	John G. Lyon,
Erasmus O. Brown,	John K. Goodloe,	James H. McDaniel,
Gabriel S. Caldwell,	Anderson Gray,	James M. Mitchell,

James L. Caldwell,	George W. Hamilton,	Peter B. Muir,
Braxton W. Chamblin,	Wm. O. Hansford,	William P. Payne,
William Chenault,	Wilford Lee Harned,	Elijah G. Sebree,
Dillard C. Daniel,	Pleasant Hines,	Thomas Shanks,
James W. Davis,	John B. Huston,	Charles P. Talbot,
Samuel E. DeHaven,	James S. Jackson,	T. C. Winfrey,
Stephen T. Drane,	Madison C. Johnson,	William Woods,
Blanton Duncan,	Milton E. Jones,	S. Worthington—39.

Mr. Shawhan moved the following resolution, viz:

Resolved, That the committee on the Judiciary inquire into the expediency of the passage of a bill subjecting free negroes, who may be convicted of aiding and assisting the escape of slaves from this State, to be sold as slaves for life.

Which was adopted.

And then the House adjourned.

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SATURDAY, DECEMBER 12, 1857.

The Speaker laid before the House a communication from the Auditor, enclosing a report of the condition of the People's Bank, viz:

AUDITOR'S OFFICE,
Frankfort, December 11, 1857.

HON. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: In accordance with the charter of the People's Bank, I herewith submit a copy of their report this day made to me.

Very respectfully,
THO. S. PAGE, *Auditor.*

To the Honorable General Assembly of the State of Kentucky:

The undersigned, the President and Directors of the People's Bank of Kentucky, present the following as a full and accurate statement of the condition of said Bank as it existed on the 1st day of November, 1857.

The whole capital stock of $250,000 has been subscribed, and the first and second calls, five per cent. each, paid in on the amount of stock subscribed, amounting to $25,000.

No real estate owned by said Bank.

The residue of the capital stock, not being due at that date according to the charter, has not been paid.

No debts were due or owing to or from said bank

Specie on hand, $25,000.

The Bank at that date had not then commenced business.

No money deposited.

No bills in circulation.

No bills on hand on any Banks incorporated by this or any other State of the United States.

No notes in circulation of any denomination issued by this Bank, as none has been issued.

No dividend or profit had been made by the Bank, and there was no surplus or contingent fund on hand.

We commenced business on the 26th day of November, 1857, upon a specie capital of $25,000, to which will be added on the 10th day of December $25,000, by a call of ten per cent. then due, in accordance with the charter.

We will make any further report deemed necessary.

B. C. GRIDER, *President.*
A. G. HOBSON, *Cashier.*

December 7, 1857.

AUDITOR'S OFFICE,
Frankfort, Ky., December 11th, 1857.

A true copy from the original on file in this office.

THO. S. PAGE, *Auditor.*

Ordered, That the Public Printer forthwith print 150 copies thereof, for the use of the members of the General Assembly.

Mr. Charles A. Marshall, the member returned to serve in this House from the county of Mason, appeared, and having taken the oath required by the constitution, took his seat.

1. Mr. Barbee presented the petition of James H. Bristow, praying the passage of an act to incorporate the Preachers' Aid Society of the Methodist Episcopal Church South.

2. Mr. Roach presented the petition of Ebenezer Boyd and others, praying that the said Boyd may be permitted to convey land and pass a perfect title, to A. J. Scott, without the relinquishment of dower by his wife, she having become deranged.

Which were received, the reading dispensed with, and referred—the 1st to the committee on Religion, and the 2d to the committee on the Judiciary.

A message was received from the Senate, by Messrs. Wilson and Whitaker, announcing that they had passed the following resolutions in relation to the death of the late Lieutenant Governor, James G. Hardy, viz :

IN SENATE, December 9th, 1857.

Whereas, it has pleased Almighty God, in the dispensation of his providence, to remove from the walks of men the late Lieutenant Governor of Kentucky, James G. Hardy; therefore,

Resolved, That in view of the long life of eminent services he has rendered his country as a legislator, and his unsullied integrity as a man, that we most sincerely regret his removal from our midst.

Resolved, That as a testimonial of our regard for the illustrious deceased, the Senate do now adjourn, to meet on Thursday at 10 o'clock, and that the members wear the usual badge of mourning for thirty days; and that the Speaker be requested to forward a copy of these resolutions to the widow of the deceased.

Twice read and adopted.

Attest: J. RUSSELL HAWKINS, c. s.

Mr. Smith moved that the said resolutions be taken up, which was done.

Mr. Barbee moved that said resolutions lie on the table for the present.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Duncan and Richardson, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Anderson Gray,	Newton P. Reid,
William T. Anthony,	Wm. H. Hamilton,	Robert Richardson,
Elias L. Barbee,	Elisha Hardy,	John I. Roach,
Robert Bates,	Harvey F. Hensley,	Sinclair Roberts,
James C. Belshe,	James K. Huey,	William E. Russell,
Joseph M. Boarman,	George M. Jessee,	Joseph Shawhan,
William A. Brann,	Milton E. Jones,	William B Skean,
Thomas H. C. Bruce,	Hiram Kelsey,	Isaac Smith,
John M. Burns,	Alfred Kendall,	Green Sterett,
Isaac N. Clement,	William F. Leathers,	William J. Stitt,
Oliver Crawford,	Willis B. Machen,	Ambrose H. Talbott,
Edward Crossland,	John C. McCreary,	Alexander W. Thomas,
Francis M. Daily,	John H. McMillan,	Henry Thompson,
Samuel E. DeHaven,	Samuel F. Morse,	Benjamin C. Trapnall,
Thomas M. Dickey,	Jonathan Newcum,	Joshua T. White,
Henry B. Dobyns,	Hugh Newell,	Richard P. Whitt,
John Donan,	William B. Parker,	John C. Wickliffe,
Charles Eaves,	Joseph Patton,	John K. Wilson,
John Ellis,	Remus Payne,	Benjamin M. Winston,
John Ficklin,	H. K. Rachford,	John H. Woosley—61.
Abram H. Field,		

Those who voted in the negative, were

Vene P. Armstrong,	Curtis Field, Jr.,	John G. Lyon,
William A. Barton,	George S. Fleming,	Charles A. Marshall,
Robert Browder,	Sidney A. Foss,	James H. McDaniel,

Erasmus O. Brown,	John K. Goodloe,	James M. Mitchell,
Gabriel S Caldwell,	George W. Hamilton,	Peter B. Muir,
James L. Caldwell,	Wm. O. Hansford,	William P. Payne,
Braxton W. Chamblin,	Wilford Lee Harned,	Elijah G. Sebree,
William Chenault,	Pleasant Hines,	Thomas Shanks,
Dillard C. Daniel,	John B. Huston,	Charles P. Talbot,
James W. Davis,	James S. Jackson,	T. C. Winfrey,
Stephen T. Drane,	Thomas N. Lindsey,	William Woods,
Blanton Duncan,	James B. Lyne,	S. Worthington—36.

Mr. Duncan moved that the House do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Gray and McCreary, were as follows, viz:

Those who voted in the affirmative, were

Gabriel S. Caldwell,	George S. Fleming,	Wilford Lee Harned,
Dillard C. Daniel,	Wm. O. Hansford,	Thos. N. Lindsey—7.
Blanton Duncan,		

Those who voted in the negative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	Joseph Patton,
William T. Anthony,	Sidney A. Foss,	Remus Payne,
Vene P. Armstrong,	Anderson Gray,	William P. Payne,
Elias L. Barbee,	George W. Hamilton,	H. K. Rachford,
William A. Barton,	Wm. H. Hamilton,	Newton P. Reid,
Robert Bates,	Elisha Hardy,	Robert Richardson,
James C. Belshe,	Harvey F. Hensley,	John I. Roach,
Joseph M. Boarman,	Pleasant Hines,	Sinclair Roberts,
William A. Brann,	James K. Huey,	William E. Russell,
Robert Browder,	John B. Huston,	Thomas Shanks,
Erasmus O. Brown,	James S. Jackson,	Joseph Shawhan,
Thomas H. C. Bruce,	George M. Jessee,	Wm. B. Skean,
John M. Burns,	Milton E. Jones,	Isaac Smith,
James L. Caldwell,	Hiram Kelsey,	Green Sterett,
Braxton W. Chamblin,	Alfred Kendall,	William J. Stitt,
William Chenault,	William F. Leathers,	Ambrose H. Talbott,
Isaac N. Clement,	James B. Lyne,	Charles P Talbot,
Oliver Crawford,	John G. Lyon,	Alex. W. Thomas,
Edward Crossland,	Willis B. Machen,	Henry Thompson,
Francis M. Daily,	Charles A. Marshall,	Benjamin C. Trapnall,
James W. Davis,	John C. McCreary,	Joshua T. White,
Samuel E. DeHaven,	James H. McDaniel,	Richard P. Whitt,
Thomas M. Dickey,	John H. McMillan,	John C. Wickliffe,
Henry B. Dobyns,	James M. Mitchell,	John K. Wilson,
John Donan,	Samuel F. Morse,	T. C. Winfrey,
Stephen T. Drane,	Peter B. Muir,	Benjamin M. Winston,
Charles Eaves,	Jonathan Newcum,	William Woods,
John Ellis,	Hugh Newell,	John H. Woosley,
John Ficklin,	William B. Parker,	S. Worthington—88.
Abram H. Field,		

A message was received from the Senate, announcing that they had passed a bill from this House, of the following title, viz:

An act to change the April and October terms of the Clarke county court.

That they had passed bills of the following titles, viz:

An act to amend Title 7, Chapter 4, Code of Practice.

An act to change the time of holding the court of claims in Henry county

An act for the benefit of the sheriffs of this commonwealth.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on the Judiciary—1. A bill for the benefit of Mrs. Eleanor Aberdeen.

By same—2. A bill to incorporate Telula Lodge, No. 70, I. O. O. F., in the town of Smithland.

By the committee on Ways and Means—3. A bill for the benefit of Wm. J. Fields, late sheriff of Carter county.

By same—4. A bill for the benefit of J. C. Oliver, late sheriff of Anderson county.

By Mr. Crossland—5. A bill to amend the charter of the Hickman and Graves county Plank Road Company.

By Mr. Burns—6. A bill for the benefit of the counties of Floyd, Johnson, Pike, Letcher and Perry.

By Mr. W. P. Payne—7. A bill to repeal an act establishing the town of Rowena, in Russell county.

By Mr. Rachford—8. A bill to amend the laws relating to the county levy of Campbell county.

By Mr. Burns—9. A bill to amend the 16th section of the Code of Practice in Civil Cases.

Which were severally read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 2d, 3d, 4th, 5th, 7th and 8th were severally ordered to be engrossed and read a third time; the 6th was referred to the committee on the Judiciary; and the 9th to the committee on the Codes of Practice.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 5th, 7th and 8th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The House then took up bills from the Senate of the following titles, viz:

1. An act to amend title 7, chapter 4, Code of Practice.

2. An act for the benefit of Marshall Baker, late sheriff of Greenup county.

3. An act to change the time of holding justices' quarterly courts in Washington county.

4. An act to change the State road in McCracken county.

5. An act to amend the charter of the Louisville and Portland Canal Company.

6. An act changing the time of holding the county court of Campbell county.

Which were severally read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 2d, 3d, 4th and 6th were severally ordered to be read a third time; and the 5th was referred to the committee on Internal Improvement.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th and 6th bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. Newell, the House then took up the resolution of Mr. Russell in relation to the election of United States Senator.

Mr. Huston moved to lay said resolution on the table.

The question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Drane, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Curtis Field, Jr.	John G. Lyon,
William A. Barton,	George S. Fleming,	James H. McDaniel,
Robert Browder,	Sidney A. Foss,	James M. Mitchell,
Erasmus O. Brown,	John K. Goodloe,	Peter B. Muir,
Gabriel S. Caldwell,	George W. Hamilton,	William P. Payne,
James L. Caldwell,	Wm. O. Hansford,	E. G. Sebree,
Braxton W. Chamblin,	Wilford Lee Harned,	Thomas Shanks,
William Chenault,	Pleasant Hines,	Charles P. Talbot,
Dillard C. Daniel,	John B. Huston,	T. C. Winfrey,
James W. Davis,	James S. Jackson,	William Woods,
Stephen T. Drane,	Thomas N. Lindsey,	S. Worthington—35.
Blanton Duncan,	James B. Lyne,	

Those who voted in the negative, were

Mr. Speaker, (White,)
William T. Anthony,
Elias L. Barbee,
Robert Bates,
James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Thomas H. C. Bruce,
John M. Burns,
Isaac N. Clement,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Charles Eaves,
John Ellis,
John Ficklin,
Abram H. Field,
Anderson Gray,
Wm. H. Hamilton,
Elisha Hardy,
Harvey F. Hensley,
James K. Huey,
George M. Jessee,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
Willis B. Machen,
John C. McCreary,
John H. McMillan,
Samuel F. Morse,
Jonathan Newcum,
Hugh Newell,
William B. Parker,
Joseph Patton,
Remus Payne,
H. K. Rachford,
Newton P. Reid,
Robert Richardson,
John I. Roach,
Sinclair Roberts,
William E. Russell,
Joseph Shawhan,
William B. Skean,
Isaac Smith,
Green Sterett,
William J. Stitt,
Ambrose H. Talbott,
Alexander W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
Benjamin M. Winston,
John H. Woosley—61.

Mr. Richardson moved the previous question.

And the question being taken, shall the main question be now put? it was decided in the affirmative.

The main question was then put, shall the resolution be adopted? and it was decided in the affirmative.

And Messrs. Eaves, Huston and Machen were appointed a committee to communicate the passage thereof to the Senate.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined an enrolled bill that originated in the Senate, of the following title, and had found the same truly enrolled, viz:

An act providing for the election of Judge in the 7th judicial district.

Whereupon the Speaker affixed his signature thereto.

The House then took up the Senate resolutions in relation to the death of the late Lieutenant Governor, James G. Hardy, deceased.

Mr. Huston moved the following resolutions in lieu thereof:

Whereas, it has pleased Almighty God, in the dispensation of His providence, to remove from the walks of men the late Lieutenant Governor of Kentucky, James G. Hardy. Therefore,

Resolved, That in view of the long line of eminent services he has rendered his country as a legislator, and his unsullied integrity as a man, that we most sincerely regret his removal from our midst.

Resolved, That as a testimonial of our regard for the illustrious deceased, the House do now adjourn, to meet on Monday, at 10 o'clock,

and that the members wear the usual badge of mourning for thirty days, and that the Speaker be requested to forward a copy of these resolutions to the widow of the deceased.

Which were unanimously adopted.

And then the House adjourned.

MONDAY, DECEMBER 14, 1857.

The Speaker laid before the House the biennial report of the Trustees of the Kentucky Institution for the Education of the Deaf and Dumb, at Danville.

[*For Report—see Legislative Documents.*]

Ordered, That the Public Printer forthwith print 1500 copies of said report—1000 of which to be for the use of said Institution, and 500 copies for the use of the members of this House.

A message was received from the Senate, announcing that they had passed bills and resolutions of the following titles, viz:

An act for the benefit of Wm. B. White, H. L. Tye, W. C. Gillis and Dempsey King.

An act to incorporate the Virginia and Kentucky Bridge Company.

An act to amend the mechanics' lien law, of Hickman and Graves counties.

Resolutions in relation to documents received by the Governor, from the State of Ohio, and other States.

1. Mr. Donan presented the petition of Robert D. Murray, praying for the passage of an act for the benefit of said Robert D. Murray, as school commissioner of Hart county.

2. Mr. Marshall presented the petition of George W. Lloyd and others, praying the passage of an act allowing said Lloyd to peddle without license.

3. Mr. McAfee presented the petition of Samuel R. Reynolds, praying the passage of an act permitting said Reynolds, who is a minor, to dispose of his property by will.

Which were received, the reading dispensed with, and referred—the 1st to the committee on Claims; the 2d to the committee on Prop-

ositions and Grievances; and the 3d to the committee on the Judiciary.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Ways and Means—1. A bill for the benefit of G. B. Broaddus, late sheriff of Madison county.

By same—2. A bill for the benefit of John Friend, late sheriff of Floyd county.

By the committee on Agriculture and Manufactures—3. A bill to amend an act, entitled, an act to incorporate the Kenton County Agricultural Society.

By the committee on the Revised Statutes—4. A bill to amend the law allowing fees to justices.

By same—5. A bill to amend an act concerning the collection of officer's fees.

By Mr. Browder—6. A bill to incorporate Adairsville Lodge, No. 238, of Free and Accepted Masons.

By Mr. Hansford—7. A bill to incorporate Waynesburg Lodge, No. 328, of Ancient York Masons.

Which were severally read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 2d, 3d, 4th 5th and 6th were severally ordered to be engrossed and read a third time; and the 7th was referred to the committee on the Judiciary.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 5th and 6th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on County Courts, who were appointed to prepare and bring in the same, reported the following bill, viz:

A bill requiring county judges to keep their offices and records at their respective county seats.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of

said bill having been dispensed with, and the same having been engrossed,

Resolved, That said bill, as amended, do pass, and that the title thereof be as aforesaid.

The committee on Propositions and Grievances, who were appointed to prepare and bring in the same, reported the following bill, viz :

A bill changing the dividing line between the counties of Adair and Cumberland, for the benefit of Nathan W. Curry.

With the opinion that the same ought not to pass.

And so said bill was rejected.

Leave was given Mr. Russell to withdraw the petition of said Nathan W. Curry.

Mr. Hensley, from the special committee appointed to prepare and bring in the same, asked and obtained leave to be discharged from the further consideration of a leave to bring in a bill for the benefit of Daniel Rainey.

Leave was given to bring in the following bills, viz :

On motion of Mr. Burns—1. A bill to amend the law in relation to the duties of common school commissioners, &c.

On motion of same—2. A bill for the benefit of the present sheriff of Pike county.

On motion of same—3. A bill to change the time of holding the quarterly courts of Clay county.

On motion of Mr. Davis—4. A bill to establish an additional voting place in Knox county.

On motion of Mr. W. H. Hamilton—5. A bill for the benefit of S. W. D. Stone, late clerk of the Larue circuit court.

On motion of Mr. Newcum—6. A bill to change the law in regard to sales of vacant lands in Rockcastle and Laurel counties.

On motion of same—7. A bill to change the law in relation to sales of Seminary lands in Laurel county.

On motion of Mr. Bates—8. A bill to change the county line between Letcher and Perry counties.

On motion of same—9. A bill for the benefit of Thomas Dixon, of Letcher county.

On motion of same—10. A bill to change the time of holding elections for justices and constables.

On motion of Mr. Boarman—11. A bill to amend the law incorporating the town of Raywick, Marion county.

On motion of Mr. Hansford—12. A bill to incorporate the Crab Orchard Springs Company.

On motion of same—13. A bill to incorporate Hustonville Female Institute.

On motion of Mr. Worthington—14. A bill allowing the town of Washington, Mason county, to elect a police judge and marshal.

On motion of Mr. Reid—15. A bill for the benefit of Daniel Horton, of Morgan county.

On motion of Mr. Eaves—16. A bill to amend section 1, article 17, chapter 28, of the Revised Statutes.

On motion of same—17. A bill to prevent the destruction of fish in Green river and its tributaries.

On motion of same—18. A bill to establish a State road from Bowlinggreen to Greenville.

On motion of same—19. A bill for the benefit of Alfred Miller, late sheriff of Muhlenburg county.

On motion of Mr. C. Field, jr.—20. A bill to prevent corruption in elections.

On motion of Mr. Duncan—21. A bill to incorporate the Kentucky Coal Company, of Louisville.

On motion of same—22. A bill to incorporate a Lodge of I. O. of R. M., of Louisville.

On motion of Mr. Kelsey—23. A bill to amend section 11, chapter 30, of Revised Statutes, in relation to the distribution of decedents' estates.

On motion of same—24. A bill to amend the law of divorce.

On motion of Mr. Thomas—25. A bill for the benefit of school district, No. 12, in Spencer county.

On motion of same—26. A bill to amend an act, entitled, an act authorizing the election of police judge and marshal in Taylorsville.

On motion of Mr. Barbee—27. A bill to amend the law in relation to tobacco inspectors and tobacco warehouse keepers, in Louisville

On motion of Mr. Sebree—28. A bill to amend the laws in relation to roads and passways, in Todd county.

On motion of Mr. Winston—29. A bill for the benefit of A. J. M. Thompson, late sheriff of Union county.

On motion of same—30. A bill for the benefit of George Parker, late sheriff of Union county.

On motion of Mr. A. H. Talbott—31. A bill for the benefit of Jos. C. Yeager, of Trimble county.

On motion of Mr. Hines—32. A bill requiring sheriffs to collect and pay over railroad tax to the commissioners of the Sinking Fund.

On motion of Mr. Wilson—33. A bill to amend an act incorporating the Springfield, Maxville and Willisburg Turnpike road Company.

On motion of Mr. Goodloe—34. A bill to amend an act, entitled, an act to amend the charter of the Versailles and Anderson Turnpike road Company.

On motion of Mr. Hensley—35. A bill to provide for printing of the law relating to roads and passways, in pamphlet form.

Ordered, That the committee on Education prepare and bring in the 1st, 7th, 13th and 25th bills; the committee on Ways and Means the 2d, 5th, 9th, 15th, 19th, 29th, 30th, 32d and 35th; the committee on County Courts the 3d; the committee on Privileges and Elections the 4th, 10th and 20th; the committee on the Judiciary the 6th, 12th, 21st, 22d and 31st; the committee on Propositions and Grievances the 8th and 11th; the committee on the Revised Statutes the 14th, 16th, 23d, 24th, 26th and 27th; Messrs. Eaves, Daily and Thompson the 17th; Messrs. Eaves, Hines and Woosley the 18th; Messrs. Sebree, Hansford and Wilson the 28th; Messrs. Wilson, Boarman and Dailey the 33d; and the committee on Internal Improvement the 34th.

Bills from the Senate of the following titles, viz;

1. An act to incorporate the Union Coal and Oil Company.

2. An act to change the time of holding the court of claims in Henry county.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the 1st was referred to the committee on the Judiciary, and the 2d was ordered to be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of the 2d bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The House then took up a bill from the Senate, entitled,

An act for the benefit of the sheriffs of this commonwealth.

Which was read a first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Lindsey moved a substitute therefor.

And then, on motion of Mr. Richardson, the said bill and substitute were referred to the committee on the Judiciary, who are instructed to report the same on to-morrow morning, at 11 o'clock.

Mr. Mr. J. L. Caldwell moved the following resolution, viz:

Resolved, That the committee on the Judiciary be directed to examine into, and report upon, the sufficiency of the act of the General Assembly of session 1853–4, and the amendments thereto, for the incorpora-

tion of voluntary associations, and whether the incorporation of such associations, by acts of General Assembly, is not unnecessary and needless legislation; and if they find said act defective, that they be instructed to bring in a bill on that subject, remedying the defects of the former acts and its amendments.

Which was adopted.

Mr. Goodloe moved the following resolution, viz:

Resolved, That the committee on the Judiciary shall examine chapter 56 of the Revised Statutes, title Landlord and Tenant, and if they find that said chapter needs amendment, either by reason of obscurity, or conflict in its provisions, that said committee shall report a bill amending and reconciling the same.

Which was adopted.

Mr. Russell moved the following resolution, viz:

Resolved, That the committee on Revised Statutes be instructed to inquire into the propriety of repealing articles 8 and 9, chapter 42d, Revised Statutes; and said committee have power to report by bill or otherwise.

Which was adopted.

And then the House adjourned.

TUESDAY, DECEMBER 15, 1857.

A message was received from the Senate, announcing that they had passed bills from this House, of the following titles, viz:

An act changing the time of holding the county court of Garrard county.

An act for the benefit of Jeff. Brown, late clerk of the Union county court.

An act for the benefit of William Marshall, jailer of Bracken county.

An act for the benefit of Wm. J. Field, late sheriff of Carter county.

An act for the benefit of J. C. Oliver, late sheriff of Anderson county.

An act to amend the charter of the Hickman and Graves county Plank road Company.

An act to repeal an act establishing the town of Rowena, in Russell county.

An act to amend the laws relating to the county levy of Campbell county.

And that they had passed bills of the following titles, viz:

An act appointing commissioners to run the dividing line between the counties of Campbell and Pendleton.

An act placing the control of the State road in Whitley county in the county court of said county.

An act to authorize the Calloway county court to change the State road from Aurora to Murray.

An act to prohibit the circulation, as money, of foreign notes of a denomination less than five dollars.

An act for the benefit of common school district, No. 20, in Fulton county.

And an announcement that the Governor had signed a bill of the following title, viz:

An act providing for the election of Judge in the seventh judicial district.

The committee on the Judiciary were discharged from the consideration of a leave to bring in a bill to amend the Code of Practice in Criminal Cases, title "Jurisdiction."

And the same was referred to the committee on the Codes of Practice.

The committee on the Judiciary, to whom was referred a bill from the Senate of the following title, viz:

An act to incorporate the Union Coal and Oil Company.

Also a bill from the House of the following title, viz:

An act to amend an act, entitled, an act authorizing the county court of McLean county to establish a ferry over Green river, at Calhoon and Rumsey.

Reported the same with amendments.

Which were concurred in.

Ordered, That said bills, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on the Judiciary, to whom was referred a bill of the following title, viz:

A bill to incorporate the Odd Fellows Hall Association, of Lexington.

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The committee on the Judiciary, to whom was referred a bill of the following title, viz:

A bill repealing an act for the benefit of the town of Prestonsburg.

Reported the same without amendment.

Mr. Burns offered an amendment thereto.

Which was concurred in.

Ordered, That said bill, as amended, be referred to the committee on the Judiciary.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on the Judiciary—1. A bill to repeal an act establishing the office of county treasurer for Bracken county.

By the committee on Ways and Means—2. A bill for the benefit of Wm. Williams, of Owsley county.

By same—3. A bill for the benefit of James Trimble, of Floyd county.

By the committee on Internal Improvement—4. A bill to incorporate the Alexandria Turnpike road Company, of Campbell county.

By same—5. A bill to repeal an act, entitled, an act to amend the road law of Harrison county.

By the committee on Education—6. A bill for the benefit of school district, No. 22, in Meade county.

By Mr. Wilson—7. A bill to amend an act, entitled, an act incorporating the Springfield, Maxville and Willisburg Turnpike road Company.

By C. Field, jr.8—A bill for the benefit of the Richmond and Lexington Turnpike road Company.

Which were severally read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Internal Improvement, to whom was referred a bill of the following title, viz:

A bill to change the law in relation to the tolls on the Kentucky river improvement, approved March 10, 1856.

Reported the same without amendment.

Ordered, That the same be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The committee on the Judiciary, to whom was referred a bill from the Senate of the following title, viz:

An act for the benefit of the sheriffs of this Commonwealth.

With the substitute offered therefor by Mr. Lindsey.

Reported their opinion thereon, which is as follows:

The committee on the Judiciary, to whom was referred the bill entitled, an act for the benefit of the sheriffs of this Commonwealth, and the amendment offered thereto, report:

That they have had the said bill and amendment under consideration. They considered it their duty to make inquiries of the Auditor as to the public necessities, and the manner in which the sheriffs are making their payments of the revenue. They have ascertained that the sheriffs generally, and especially of the counties yielding the largest revenue, are paying up their public dues satisfactorily. They were also informed that it was not the habit of the government to exact the damages, interest and forfeitures imposed by law on defaulting sheriffs, whose payments were made in full before the session of the fiscal term of the Franklin circuit court, which sits on the 4th Monday in January.

It appears that about $120,000 will be needed to remit to New York to pay the interest on the State debt, payable 1st January next at that place; that $67,000 will be required in January to pay the interest on the school fund, and about $230,000 on the 1st of March next to pay for common school purposes, besides the ordinary expenses of government, including the expenses of this session of the Legislature. The committee fear that the profitable use that can be made by sheriffs of money at this time, will, in the event of any general law of indulgence, check, if not entirely stop all payments of revenue until the period of indulgence shall expire, whereby serious inconveniences, if not positive public default, will probably be occasioned.

For the reasons thus glanced at, the committee ask until the 13th day of January, 1858, to report by bill. By which time it will be known whether there is any real necessity for any measure of relief.

Ordered, That said committee have time until the 13th day of January, 1858, to consider upon said bill and substitute.

The committee on Enrollments reported that they had examined an enrolled bill from this House, of the following title, viz:

An act to change the April and October terms of the Clarke county court.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Leave was given to bring in the following bills, viz:

On motion of Mr. Leathers—1. A bill to incorporate the town of Ripysville, in Anderson county.

On motion of Mr. Dickey—2. A bill to facilitate the collection of certain fines.

On motion of Mr. Chamblin—3. A bill to change the mode of working roads in Boone county.

On motion of Mr. G. S. Caldwell—4. A bill to change the county line of Boyle and Garrard counties, for the benefit of W. S. Morrow.

On motion of Mr. G. W. Hamilton—5. A bill to tax slave property to raise a fund for the employment of a patrol on the Ohio river.

On motion of Mr. Rachford—6. A bill for the benefit of James H. Parker, clerk of the Campbell county court.

On motion of same—7. A bill for the benefit of B. D. Beall, late clerk of the Campbell county and circuit courts.

On motion of Mr. Huston—8. A bill in regard to reading records of proceedings openly in court.

On motion of same—9. A bill to change section 614, of the Code of Practice.

On motion of same—10. A bill to change the 86th chapter of the Revised Statutes.

On motion of same—11. A bill to change the law in relation to trials of will issues.

On motion of Mr. Clements—12. A bill to form an additional voting and magistrates district in Crittenden county.

On motion of Mr. Combs—13. A bill to authorize railroad companies to make certain contracts with each other.

On motion of Mr. Kendall—14. A bill to provide for the inspection of spirituous liquors.

On motion of Mr. Armstrong—15. A bill allowing mileage to witnesses.

On motion of Mr. Shawhan—16. A bill for the benefit of D. P. Robb and J. C. Currie, late clerks of the Harrison circuit court.

On motion of Mr. Donan—17. A bill for the benefit of the trustees of common school districts, No. 17 and No. 26, in Hart county.

On motion of Mr. Burns—18. A bill to amend the laws in relation to profane swearing, drunkenness and Sabbath breaking.

On motion of Mr. Richardson—19. A bill to incorporate the Covington Female Seminary.

On motion of Mr. Newcum—20. A bill for the benefit of John S. Adams, of Rockcastle county.

On motion of same—21. A bill for the benefit of James D. Ballard, of Rockcastle county.

On motion of Mr. Hansford—22. A bill to incorporate the Christian Church in Hustonville, Lincoln county.

On motion of Mr. Shanks—23. A bill to submit to the people, at the next general election, the question of taxation for railroad purposes.

On motion of same—24. A bill to establish the number of pounds of stone coal to the bushel.

On motion of Mr. Muir—25. A bill to amend section 226 of the Criminal Code.

On motion of same—26. A bill to repeal section 17, article 4, chapter 47, of the Revised Statutes.

On motion of same—27. A bill to amend section 832, of the Civil Code.

On motion of same—28. A bill to define the jurisdiction and powers of the city court of Louisville.

On motion of same—29. A bill to define the jurisdiction of the Louisville chancery court.

On motion of same—30. A bill to change the time of holding and lengthening the terms of the Jefferson circuit court.

On motion of Mr. Boarman—31. A bill to incorporate the Raywick Turnpike road Company.

On motion of Mr. Trapnall—32. A bill in relation to receivers', commissioners', guardians' and other bonds.

On motion of Mr. DeHaven—33. A bill for the benefit of school district, No. 13, in Oldham county.

On motion of same—34. A bill changing the name of Harrod's Creek Seminary, and modifying and increasing its corporate powers.

On motion of Mr. J. L. Caldwell—35. A bill establishing a law for search warrant.

On motion of Mr. Huston—36. A bill increasing the jurisdiction of circuit courts.

On motion of same—37. A bill for the benefit of parents, guardians and students, at colleges, acadamies and other institutions of learning.

Ordered, That the committee on Internal Improvement prepare and bring in the 1st, 3d, 13th, 23d and 31st bills; the committee on the

Codes of Practice the 2d, 9th, 25th, 27th, and 32d; the committee on Propositions and Grievances the 4th; the committee on Ways and Means the 5th, 6th, and 7th; the committee on the Judiciary the 8th, 10th, 11th and 36th; the committee on Privileges and Elections the 12th; the committee on the Revised Statutes the 14th, 18th, 26th and 35th; the committee on Circuit Courts the 15th, 16th and 30th; the committee on Education the 17th, 19th, 33d, 34th and 37th; Messrs. Newcum, C. Field, jr., and Hensley the 20th and 21st; the committee on Religion the 22d; Messrs. Shanks, Muir and Lyon the 24th; Messrs. Muir, Shanks and Lyon the 28th; and Messrs. Muir, Duncan and Shanks the 29th.

The House then took up bills from the Senate of the following titles, viz:

1. An act for the benefit of Wm. B. White, H. L. Tye, W. C. Gillis and Dempsey King.

2. An act to incorporate the Virginia and Kentucky Bridge Company.

3. An act appointing commissioners to run the dividing line between the counties of Campbell and Pendleton.

4. An act placing the control of the State road in Whitley county in the county court of said county.

5. An act to authorize the Calloway county court to change the State road from Aurora to Murray.

6. An act to prohibit the circulation, as money, of foreign notes of a denomination less than five dollars.

7. An act for the benefit of common school district, No. 20, in Fulton county.

8. An act to amend the mechanics' lien law, of Hickman and Graves counties.

Which were read a first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the 2d bill was referred to the committee on Internal Improvement; the 3d, 4th and 5th to the committee on County Courts; the 7th to to the committee on Education; the 1st and 8th were ordered to be read a third time.

The rule of the House, constitutional provision, and third reading of the 1st and 8th bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Winfrey moved an amendment to the 6th bill.

And said bill and amendment were referred to the committee on Banks.

Ordered, That the Public Printer forthwith print 150 copies of said bill and amendment, for the use of the members of the General Assembly.

The House took up the resolutions from the Senate, entitled,

Resolutions in relation to documents received by the Governor, from the State of Ohio, and other States.

Which were read and referred to the committee on Federal Relations.

Mr. Winfrey moved the following resolution, viz:

Resolved, That the committee on Ways and Means be requested to inquire into the expediency of repealing that portion of the Revised Statutes that imposes a specific tax on personal property; and that they report by bill or otherwise.

Which was adopted.

Mr. Mr. Trapnall moved the following resolution, viz:

Resolved, That the committee on the Library be requested to make inquiry, and see if there be in the State Library a Journal of the first Constitutional Convention of this State, and a complete Journal of the Senate and House of Representatives, from the commencement of this Commonwealth to the present time; and if, upon such investigation being made, any volume or volumes of same be missing, that they inquire if such can be purchased, and at what price; and report the result of such investigation to this House

Which was adopted.

Mr. Goodloe moved the following resolution, viz:

Resolved, That the committee on the Judiciary inquire into the necessity of enacting laws to authorize the clerks of the court of appeals, circuit and county courts, to appoint deputies, and legalizing the acts of the deputies heretofore done; and report by bill or otherwise.

Which was adopted.

Mr. Combs moved the following resolution, viz:

Resolved, That the committee on the Judiciary be instructed to inquire into the expediency of reporting a bill to protect the citizens of this Commonwealth from threatened acts of violence from vicious slaves.

Which was adopted.

Mr. Johnson moved the following resolution, viz:

Resolved, That the committee on Revised Statutes be directed to inquire into the expediency of a general law on the subject of mechanics' liens, and the proper mode of registering and releasing said liens.

Which was adopted.

Mr. Winfrey moved the following resolution, viz:

Resolved, That the committee on Education be requested to inquire into the expediency of amending the 88th chapter of the Revised Stat-

utes, entitled Schools and Seminaries, and make their report to the House, by bill or otherwise.

Which was adopted.

The Speaker added Mr. Davis to the committee on the Penitentiary.

Mr. Kelsey moved the following resolution, viz:

Resolved, That the Speaker of this House appoint a committee of two members to wait on the Senate and inform them that the House of Representatives is now ready to proceed to the execution of the order of the day, the election of a Senator in Congress to serve for six years, commencing on the 4th day of March, 1859, according to the provisions of an act of the General Assembly of Kentucky providing for the election of a United States Senator.

Which was adopted.

Messrs. Kelsey and Combs were appointed a committee to communicate to the Senate the passage thereof, and that this House is now ready to proceed, by joint ballot, to the election of a Senator of the United States.

Mr. Machen moved that the House now proceed to make nominations and ballot for United States Senator.

Which was adopted.

Mr. Newell nominated the Hon. Lazarus W. Powell.

Mr. Combs nominated the Hon. John B. Thompson.

And then the House adjourned.

WEDNESDAY, DECEMBER 16, 1857.

The Speaker laid before the House the following communication from the clerk of this House:

FRANKFORT, December 16th, 1857.

Hon. DANIEL P. WHITE,

Speaker of the House of Representatives:

DEAR SIR: In accordance with the resolution passed in the House of Representatives on Wednesday, the third day of the session, I have appointed Mr. Thomas J. Helm, of Barren county, to the office of additional clerk to the House.

I am, respectfully,

CLINTON McCLARTY,

Clerk House Representatives.

The Speaker laid before the House the following communication from the Auditor, viz:

AUDITOR'S OFFICE, FRANKFORT, KY., December 16th, 1857.

HON. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: I send the report of births, deaths and marriages for 1855, returned in 1856. The report of 1856, returned in 1857, is now in the hands of the printer, and will be furnished at an early day.

Very respectfully,
THO. S. PAGE, *Auditor.*

[*For Reports—see Legislative Documents.*]

Mr. Huston presented the petition of sundry citizens of the town of Winchester, praying the establishment of a police court in said town.

Which was received, the reading dispensed with, and referred to the committee on the Judiciary.

The committee on Claims were discharged from the further consideration of the petition of Robert D. Murray.

Ordered, That said petition be referred to the committee on Education.

The committee on the Judiciary were discharged from the further consideration of the petition of the executors and devisees of Wm. L. Coleman, deceased.

A message was received from the Senate, announcing that they had passed bills and a resolution from this House, of the following titles, viz:

An act to amend an act, entitled, an act to amend the charter of the Winchester and Mount Sterling Turnpike road Company.

An act for the benefit of certain clerks of this Commonwealth.

A resolution in relation to the election of United States Senator.

With an amendment to said resolution.

That they had passed bills of the following titles, viz:

An act to incorporate the Paroquet Springs Company.

An act to incorporate the German Gymnastic Association, of the city of Covington.

An act to regulate trials of civil cases before justices of the peace, in the city of Paducah.

An act to amend the charter of the city of Covington.

An act for the benefit of the clerks of the circuit and county courts of this Commonwealth.

An act for the benefit of Jacques Guedin.

An act to amend the law concerning idiots.

Mr. Goodloe, from the committee on Claims, reported a bill for the benefit of Philip B. Thompson, of Mercer county.

Which was read the first time as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be and he is hereby required to draw his warrant on the treasury, in favor of Philip B. Thompson, of Mercer county, for the sum of one hundred and twenty-five dollars, as a compensation in full for services rendered by him, as agent for the Commonwealth, in the suit of the Commonwealth against Fletcher, in the Mercer county circuit court. This act shall take effect from and after its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	John K. Goodloe,	Hugh Newell,
Elias L. Barbee,	Anderson Gray,	Joseph Patton,
Joseph M. Boarman,	George W. Hamilton,	William P. Payne,
Robert Browder,	Wm. O. Hansford,	H. K. Rachford,
Erasmus O. Brown,	Wilford Lee Harned,	Newton P. Reid,
Gabriel S. Caldwell,	Pleasant Hines,	Robert Richardson,
James L. Caldwell,	John B. Huston,	E. G. Sebree,
Braxton W. Chamblin,	James S. Jackson,	Thomas Shanks,
Isaac N. Clement,	Madison C. Johnson,	Joseph Shawhan,
Leslie Combs,	Hiram Kelsey,	Isaac Smith,
Edward Crossland,	Alfred Kendall,	William J. Stitt,
Dillard C. Daniel,	William F. Leathers,	Ambrose H. Talbott,
Samuel E. DeHaven,	Thomas N. Lindsey,	Charles P. Talbot,
Thomas M. Dickey,	James B. Lyne,	Alexander W. Thomas,
Henry B. Dobyns,	John G. Lyon,	Henry Thompson,
John Donan,	Willis B. Machen,	Benjamin C. Trapnall,
Stephen T. Drane,	Charles A. Marshall,	John C. Wickliffe,
Charles Eaves,	James H. McDaniel,	John K. Wilson,
John Ellis,	James M. Mitchell,	Benjamin M. Winston,
Abram H. Field,	Samuel F. Morse,	William Woods,
Curtis Field, Jr.	Peter B. Muir,	S. Worthington—64.
George S. Fleming,		

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ficklin,	William B. Parker,
William T. Anthony,	Wm. H. Hamilton,	Remus Payne,
William A. Barton,	Elisha Hardy,	John I. Roach,

Robert Bates,	Harvey F. Hensley,	Sinclair Roberts,
James C. Belshe,	James K. Huey,	William E. Russell,
William A. Brann,	George M. Jessee,	William B. Skean,
Thomas H. C. Bruce,	Milton E. Jones,	Green Sterett,
John M. Burns,	Allen L. McAfee,	Joshua T. White,
Oliver Crawford,	John C. McCreary,	Richard P. Whitt,
Francis M. Daily,	John H. McMillan,	T. C. Winfrey,
James W. Davis,	Jonathan Newcum,	John H. Woosley—**33**.

Resolved, That the title thereof be as aforesaid.

The committee on the Judiciary reported a bill establishing a conventional rate of interest, and amending the usury laws of this Commonwealth.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Gray moved an amendment to said bill, and Mr. Huston moved a further amendment thereto.

Ordered, That said bill and amendments be referred to the committee of the Whole, and made the special order of the day for Monday, the 21st inst.

Ordered, That the Public Printer forthwith print 150 copies of said bill and amendments, for the use of the members of the General Assembly.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on the Judiciary—

A bill to amend an act to increase the powers of the trustees of the town of Eddyville.

By the committee on Ways and Means—

A bill for the benefit of B. D. Beall, late clerk of the Campbell county and circuit courts.

By same—

A bill for the benefit of James H. Parker, clerk of Campbell county court.

By the committee on County Courts—

A bill changing the time of holding the March term of the Oldham quarterly court.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Ways and Means, to whom was referred a bill from the Senate, entitled,

An act to amend the charter of the Louisville and Portland Canal Company.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The committee on Education, to whom was referred a bill from the Senate, entitled,

An act for the benefit of common school district, No. 20, in Fulton county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined sundry enrolled bills which originated in the Senate, of the following titles, viz:

An act for the benefit of Marshall Baker, late sheriff of Greenup county.

An act to change the time of holding justices' quarterly courts in Washington county.

An act to change the State road in McCracken county.

An act changing the time of holding the county court of Campbell county.

An act to amend title 7, chapter 4, Code of Practice.

An act to change the time of holding the court of claims in Henry county

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

The committee on the Court of Appeals reported a bill to amend the 879th section of the Code of Practice, title 18.

Which was read a first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That the Public Printer forthwith print 150 copies of said bill, for the use of the members of the General Assembly.

Mr. Muir, from the committee appointed to prepare and bring in the same, reported a bill to amend an act to establish a uniform weight of coal.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The said bill was then amended.

Ordered, That said bill, as amended, be referred to the committee on Revised Statutes.

The House then took up for consideration the resolution in relation to the election of United States Senator, and the amendment proposed thereto by the Senate.

The question was then taken on concurring in said amendment, and was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and Goodloe, were as follows, viz :

Those who voted in the affirmative, were

Mr. Speaker, (White,)	George S. Fleming,	William B. Parker,
William T. Anthony,	Sidney A. Foss,	Joseph Patton,
Vene P. Armstrong,	John K. Goodloe,	Remus Payne,
Elias L. Barbee,	Anderson Gray,	William P. Payne,
William A. Barton,	George W. Hamilton,	H. K. Rachford,
Robert Bates,	Wm. H. Hamilton,	Newton P. Reid,
James C. Belshe,	Wm. O. Hansford,	Robert Richardson,
Joseph M. Boarman,	Elisha Hardy,	John I. Roach,
William A. Brann,	Wilford Lee Harned,	Sinclair Roberts,
Robert Browder,	Harvey F. Hensley,	William E. Russell,
Erasmus O. Brown,	Pleasant Hines,	Elijah G. Sebree,
Thomas H. C. Bruce,	James K. Huey,	Thomas Shanks,
John M. Burns,	John B. Huston,	Joseph Shawhan,
Gabriel S. Caldwell,	James S. Jackson,	Wm. B. Skean,
James L. Caldwell,	Milton E. Jones,	Isaac Smith,
Braxton W. Chamblin,	Hiram Kelsey,	Green Sterett,
Isaac N. Clement,	Alfred Kendall,	William J. Stitt,
Oliver Crawford,	William F. Leathers,	Ambrose H. Talbott,
Edward Crossland,	Thos. N. Lindsey,	Charles P Talbot,
Francis M. Daily,	James B. Lyne,	Alex. W. Thomas,
Dillard C. Daniel,	John G. Lyon,	Henry Thompson,
James W. Davis,	Willis B. Machen,	Benjamin C. Trapnall,
Samuel E. DeHaven,	Charles A. Marshall,	Joshua T. White,
Thomas M. Dickey,	Allen L. McAfee,	Richard P. Whitt,
Henry B. Dobyns,	John C. McCreary,	John C. Wickliffe,
John Donan,	James H. McDaniel,	John K. Wilson,

Stephen T. Drane, Charles Eaves, John Ellis, John Ficklin, Abram H. Field, Curtis Field, Jr., John H. McMillan, James M. Mitchell, Samuel F. Morse, Peter B. Muir, Jonathan Newcum, Hugh Newell, T. C. Winfrey, Benjamin M. Winston, William Woods, John H. Woosley, S. Worthington—95.

Those who voted in the negative, were

Leslie Combs, George M. Jessee—2.

Mr. Combs then withdrew the nomination of John B. Thompson, as a candidate for Senator in Congress.

And then the House adjourned.

THURSDAY, DECEMBER 17, 1857.

A message was received from the Senate, announcing that they had passed bills from this House, of the following titles, viz:

An act for the benefit of G. B. Broaddus, late sheriff of Madison county.

An act for the benefit of John Friend, late sheriff of Floyd county.

An act to amend an act, entitled, an act to incorporate the Kenton County Agricultural Society.

An act to incorporate the Adairsville Lodge of Free and Accepted Masons.

An act to repeal an act establishing the office of county treasurer for Bracken county.

An act for the benefit of Wm. Williams, of Owsley county.

An act for the benefit of school district, No. 22, in Meade county.

An act to amend an act, entitled, an act incorporating the Springfield, Maxville and Willisburg Turnpike road Company.

An act for the benefit of the Richmond and Lexington Turnpike road Company.

An act to repeal an act, entitled, an act to amend the road law of Harrison county.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

An act to incorporate the Big Sandy Navigation Company.

An act to regulate certain fees

An act for the benefit of J. D. Mannen and J. R. Gordon.

An act concerning ferries in Cumberland county.

An act to repeal section 2 of an act to authorize justices of the peace to hold inquests in certain cases.

That they had concurred in an amendment proposed by this House to a bill from the Senate, entitled,

An act to incorporate the Union Coal and Oil Company.

And that they had received official information from the Governor that he had approved and signed sundry enrolled bills which originated in the Senate, of the following titles, viz:

An act to change the State road in McCracken county.

An act for the benefit of Marshall Baker, late sheriff of Greenup county.

An act to change the time of holding the court of claims in Henry county.

An act to amend title 7, chapter 4, of the Code of Practice.

An act to change the time of holding the county court of Campbell.

An act to change the time of holding justices' quarterly courts in Washington county.

Mr. Brown moved the following resolution, viz:

Whereas, experience has shown us that the principal clerk of this House is apt in acquiring and discharging the duties of his office, and will, with a little more instruction, be competent to the discharge of the same: therefore,

Resolved, That the order of this House, adopted at this session, authorizing said clerk to appoint a third and additional assistant clerk, shall be rescinded and set aside, from and after the 20th of this instant, (December.)

Mr. Machen moved to amend said resolution, by striking out all after the preamble.

Mr. Barbee moved to lay said resolution and amendment on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Trapnall and DeHaven, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Abram H. Field,	Remus Payne,
William T. Anthony,	Anderson Gray,	H. K. Rachford,
Elias L. Barbee,	George W. Hamilton,	Newton P. Reid,
Robert Bates,	Wm. H. Hamilton,	Robert Richardson,

James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Thomas H. C. Bruce,
John M. Burns,
Isaac N. Clement,
Leslie Combs,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Charles Eaves,
John Ellis,
John Ficklin,
Elisha Hardy,
Harvey F. Hensley,
James K. Huey,
George M. Jessee,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
Willis B. Machen,
Allen L. McAfee,
John C. McCreary,
John H. McMillan,
Samuel F. Morse,
Jonathan Newcum,
Hugh Newell,
William B. Parker,
Joseph Patton,
John I. Roach,
Sinclair Roberts,
William E. Russell,
Joseph Shawhan,
William B Skean,
Isaac Smith,
Green Sterett,
William J. Stitt,
Ambrose H. Talbott,
Alexander W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
John H. Woosley—63.

Those who voted in the negative, were

Vene P. Armstrong,
William A. Barton,
Robert Browder,
Erasmus O. Brown,
Gabriel S. Caldwell,
James L. Caldwell,
Braxton W. Chamblin,
Dillard C. Daniel,
James W. Davis,
Stephen T. Drane,
Blanton Duncan,
Curtis Field, Jr.,
George S. Fleming,
Sidney A. Foss,
John K. Goodloe,
Wm. O. Hansford,
Wilford Lee Harned,
Pleasant Hines,
John B. Huston,
James S. Jackson,
Madison C. Johnson,
Thomas N. Lindsey,
James B. Lyne,
John G. Lyon,
Charles A. Marshall,
James H. McDaniel,
James M. Mitchell,
Peter B. Muir,
William P. Payne,
Elijah G. Sebree,
Thomas Shanks,
Charles P. Talbot,
T. C. Winfrey,
William Woods,
S. Worthington—34.

1. Muir presented the petition of the General Council of the city of Louisville, asking to be reinstated in their right to license billiard and Jenny Lind tables, &c.

2. Mr. W. H. Hamilton presented the remonstrance of sundry citizens of Larue, against the formation of a new county out of parts thereof.

3. Mr. Newcum presented the petition of sundry citizens of the counties of Madison, Estill, Owsley, Clay, Rockcastle and Laurel, praying the establishment of a new county out of parts of said counties.

4. Mr. Combs presented the petition of Jacob Hughes and others, praying for a charter for the Kentucky river Turnpike road Company.

5. Mr. C. Field, jr., presented the petition of Joseph D. Ballard and others, praying an appropriation for school district, No. 33, in Madison and Rockcastle counties.

6. Also the petition of G. H. Reynolds and others, praying an appropriation for the benefit of school district No. 60, in Madison county.

7. M. Roach presented the petition of sundry citizens of the town of Canton, in Trigg county, praying the appointment of a police judge and marshal for said town.

8. Mr. Richardson presented the petition of Diana Mylotte, praying compensation for the services of her husband, whilst engaged in a geological survey of the State.

9. Mr. Hansford presented the petition of sundry citizens of Hustonville, in the county of Lincoln, praying the passage of an act legalizing the location of a gate on the turnpike road, near said town.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 8th and 9th to the committee on Propositions and Grievances; the 4th to the committee on Internal Improvement; the 5th and 6th to the committee on Education; and the 7th to the committee on the Judiciary.

On motion of Mr. Wickliffe—

Ordered, That the committee on Propositions and Grievances be discharged from the further consideration of the petition of George W. Lloyd, and that the same be referred to the committee on Ways and Means.

A message in writing was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
December 17*th*, 1857.

Gentlemen of the Senate and House of Representatives:

I have received a letter from the Secretary of State of the United States, enclosing copies of the Canadian Act for better giving effect to the 10th article of the Treaty between the United States and Great Britain of the 9th of August, 1842, which are herewith transmitted to you for such action, to make known the law, as, in your judgment, will promote the public interest.

C. S. MOREHEAD.

DEPARTMENT OF STATE,
WASHINGTON, *December* 8*th*, 1857.

To His Excellency,
the Governor of the State of Kentucky:

SIR: In consequence of the difficulty which is often experienced in recovering fugitives from the justice of the United States, who have escaped into Canada, arising from ignorance of the Canadian law on the subject, I have the honor to transmit to your Excellency, herewith,

for the information of the citizens of your State, copies of the Canadian Act for better giving effect to the 10th article of the Treaty between the United States and Great Britain, of the 9th of August, 1842.

I have the honor to be
Your Excellency's obedient servant,
LEWIS CASS.

CANADIAN ACT.—XII VICT:—CAP. XIX.

CAP. XIX.

An Act for better giving effect, within this province, to a treaty between Her Majesty and the United States of America, for the apprehension and surrender of certain offenders. [*May* 30, 1849.]

Whereas by the tenth article of a treaty between Her Majesty and the United States of America, signed at Washington, on the ninth day of August, in the year one thousand eight hundred and forty-two, the ratifications whereof were exchanged at London, on the thirtieth day of October, in the same year, it was agreed that Her Majesty and the said United States should, upon mutual requisitions by them or their ministers, officers, or authorities, respectively made, deliver up to justice all persons who, being charged with the crime of murder, or assault with intent to commit murder, or piracy, or arson, or robbery, or forgery, or the utterance of forged paper, committed within the jurisdiction of either of the high contracting parties, should seek an asylum or should be found within the territories of the other; provided, that this should only be done upon such evidence of criminality as, according to the laws of the place where the fugitive or person so charged should be found, would justify his apprehension and commitment for trial if the crime or offence had been there committed; and that the respective judges and other magistrates of the two governments should have power, jurisdiction, and authority, upon complaint made under oath, to issue a warrant for the apprehension of the fugitive or person so charged, so that he might be brought before such judges or other magistrates respectively, to the end that the evidence of criminality might be heard and considered; and, if on such hearing the evidence should be deemed sufficient to sustain the charge, it should be the duty of the examining judge or magistrate to certify the same to the proper executive authority, that a warrant might issue for the surrender of such fugitive, and that the expense of such apprehension and delivery should be borne and defrayed by the party making the requisition and receiving the fugitive; and it is by the eleventh article of the said treaty further agreed, that the tenth article herein before recited should continue in force until one or other of the high contracting parties should signify its wish to terminate it, and no longer: And whereas certain provisions of the act passed by the Parliament of the United Kingdom of Great Britain and Ireland, in the session held in the sixth and seventh years of Her Majesty's reign, for giving effect to the treaty aforesaid, and instituted, *An act for giving effect to a treaty between Her Majesty and the United States of America, for the apprehension of certain offenders*, have been found inconvenient in practice in this Province, and

more especially that provision which requires that, before any such offender as aforesaid shall be arrested, a warrant shall issue under the hand and seal of the person administering the government, to signify that such requisition as aforesaid hath been made by the authority of the United States for the delivery of such offender as aforesaid, and to require all justices of the peace, and other magistrates and officers of justice, within their several jurisdictions, to govern themselves accordingly, and to aid in apprehending the person so accused, and committing such person to jail for the purpose of being delivered up to justice according to the provisions of the said treaty, inasmuch as by the delay occasioned by compliance with the said provision an offender may have time afforded him for eluding pursuit: And whereas by the fifth section of the said act it is enacted, that if, by any law or ordinance to be thereafter made by the local legislature of any British colony or possession abroad, provision shall be made for carrying into complete effect, within such colony or possession, the objects of the said act, by the substitution of some other enactment in lieu thereof, then it shall be competent to Her Majesty, with the advice of Her Privy Council, (if to Her Majesty in Council it shall seem meet, but not otherwise,) to suspend the operation within any such colony or possession of the said act of the said Imperial Parliament, so long as such substituted enactment shall continue in force there, and no longer: And whereas it is expedient to make provision for carrying the objects of the said act and treaty into complete effect within this Province, by the substitution of other enactments in lieu of the said imperial act:

Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and entitled *An Act to re-unite the Provinces of Upper and Lower Canada, and for the government of Canada;* and it is hereby enacted by the authority of the same, That it shall be lawful for any of the judges of any of Her Majesty's superior courts in this province, or for any of Her Majesty's justices of the peace in the same, and they are hereby severally vested with power, jurisdiction, and authority, upon complaint, made under oath or affirmation, charging any person found within the limits of this province with having committed, within the jurisdiction of the United States of America, or of any of such States, any of the crimes enumerated or provided for by the said treaty, to issue his warrant for the apprehension of the person so charged, that he may be brought before such judge or such justice of the peace, to the end that the evidence of criminality may be heard and considered; and if, on such hearing, the evidence be deemed sufficient by him to sustain the charge according to the laws of this province if the offence alleged had been committed therein, it shall be his duty to certify the same, together with a copy of all the testimony taken before him, to the governor or lieutenant governor of this province, or to the person administering the government of the same for the time being, that a warrant may issue, upon the requisition of the proper authorities of the said United States, or of any of such States, for the surrender of such person according to

the stipulations of the said treaty; and it shall be the duty of the said judge or of the said justice of the peace to issue his warrant for the commitment of the person so charged to the proper gaol, there to remain until such surrender shall be made, or until such person shall be discharged according to law.

II. Provided always, and be it enacted, That in every case of complaint as aforesaid, and of a hearing upon the return of the warrant of arrest, copies of the depositions upon which an original warrant in any of the said United States may have been granted, certified under the hand of the person or persons issuing such warrant, or under the hand of the officer or person having the legal custody thereof, and attested upon the oath of the party producing them, to be true copies of the original depositions, may be received in evidence of the criminality of the person so apprehended.

III. And be it enacted, That it shall be lawful for the governor or lieutenant governor of this province, or the person administering the government of the same for the time being, upon a requisition made as aforesaid by the authority of the said United States, or of any of such States, by warrant under his hand and seal, to order the person so committed to be delivered to such person or persons as shall be authorized in the name and on the behalf of the said United States, or of any of such States, to be tried for the crime of which such person shall be so accused, and such person shall be delivered up accordingly; and it shall be lawful for the person or persons, authorized as aforesaid, to hold such person in custody, and to take him or her to the territories of the said United States, pursuant to the said treaty; and if the person so accused shall escape out of any custody to which he or she shall be committed, or to which he or she shall be delivered as aforesaid, it shall be lawful to retake such person, in the same manner as any person accused of any crime against the laws of this province may be retaken upon an escape.

IV. And be it enacted, That when any person who shall have been committed under this act and the treaty aforesaid, to remain until delivered up in pursuance of a requisition as aforesaid, shall not be delivered up pursuant thereto, and conveyed out of this province within two calendar months after such commitment, over and above the time actually required to convey the prisoner from the goal to which he or she may have been committed, by the readiest way out of this province, it shall, in every such case, be lawful for any of the judges of her Majesty's superior courts in this province, having power to grant a writ of *habeas corpus*, upon application made to him or them by or on behalf of the person so committed, and upon proof made to him or them that reasonable notice of the intention to make such application has been given to the provincial secretary, to order the person so committed to be discharged out of custody, unles sufficient cause shall be shown to such judge or judges why such discharge shall not be ordered.

V. And be it enacted, That this act shall come into force upon the day to be appointed for that purpose in any proclamation to be issued by the governor, lieutenant governor, or person administering the government of this province, for the purpose of promulgating any order of Her Majesty with the advice of her privy council suspending the

operation of the imperial act hereinbefore cited within this province, and not before, and shall thereafter continue in force during the continuance of the 10th article of the said treaty and no longer.

C. A. P.

Ordered, That said message be referred to the committee on Federal Relations.

The committee on the Judiciary, to whom was referred bills of the following titles, viz:

A bill for the benefit of William Mynhier, late sheriff of Morgan county.

A bill repealing an act for the benefit of the trustees of Prestonsburg.

Reported the same without amendment.

Ordered, That said bills be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Ordered, That the committee on the Judiciary be disdharged from the further consideration of the petition of Ebenezer Boyd.

Ordered, That the committee on Ways and Means be discharged from the further consideration of leave to bring in a bill for the benefit of Thomas Dixon, of Letcher county.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By the committee on Propositions and Grievances—

1. A bill to amend an act, entitled, an act to amend an act incorporating the town of Raywick

By the committee on the Judiciary—

2. A bill for the benefit of Samuel R. Reynolds.

By the committee on Ways and Means—

3. A bill for the benefit of S. D. Winterbower, late deputy sheriff of Hardin county.

By same—

4 A bill for the benefit of Nimrod Harris and George W. Tompkins, late sheriffs of Mercer county.

By the committee on Education—

5. A bill for the benefit of school district, No. 13, in the county of Oldham.

By same—

6. A bill to amend the charter of the Harrod's Creek Academy.

By Mr. Muir—

7. A bill to define the jurisdiction of the Louisville chancery court.

Which were severally read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the 1st, 2d, 3d, 4th, 5th and 6th were severally ordered to be engrossed and read a third time; and the 7th was referred to the committee on the Judiciary.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 5th and 6th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Machen, from the committee on the Judiciary, reported a bill to prevent the circulation of foreign bank bills of a less denomination than five dollars.

Which was read the first time and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That said bill be referred to a committee of the Whole, and made the special order of the day for January the 6th.

Ordered, That the Public Printer forthwith print 150 copies of said bill, for the use of the members of the General Assembly.

Ordered, That the committee on Banks be discharged from the further consideration of a bill from the Senate, entitled,

An act to prohibit the circulation, as money, of foreign notes of a denomination less than five dollars.

Ordered, That said bill be referred to a committee of the Whole, and made the special order of the day for January the 6th.

Mr. Kelsey, from the committee on Federal Relations, to whom was referred resolutions from the Senate, in relation to documents sent to the Governor, from the State of Ohio, and other States,

Reported the same with an amendment.

Which was concurred in.

Mr. Lindsey proposed a substitute for said resolutions, as amended.

Mr. Burns proposed an amendment to said substitute.

Ordered, That said resolutions, substitute and amendment be recommitted to the committee on Federal Relations, and that the Public Printer forthwith print 150 copies of said resolutions, substitute, and amendment, for the use of the members of the General Assembly.

Bills from the Senate of the following titles, viz:

1. An act to incorporate the Paroquet Springs Company.

2. An act to incorporate the German Gymnastic Association, of the city of Covington.

3. An act to regulate trials of civil cases before justices of the peace, in the city of Paducah.

4. An act to amend the charter of the city of Covington.

5. An act for the benefit of the clerks of the circuit and county courts of this Commonwealth.

6. An act for the benefit of Jacques Guedin.

7. An act to amend the law concerning idiots.

8. An act to incorporate the Big Sandy Navigation Company.

9. An act to regulate certain fees.

10. An act for the benefit of J. D. Mannen and J. R. Gordon.

11. An act concerning ferries in Cumberland county.

12. An act to repeal section 2 of an act to authorize justices of the peace to hold inquests in certain cases.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st was ordered to be read a third time; the 2d, 4th, 7th and 12th were referred to the committee on the Judiciary; the 3d to the committee on Revised Statutes; the 5th to the committee on Circuit Courts; the 6th to the committee on Propositions and Grievances; the 8th to the committee on Internal Improvement; the 9th and 11th to the committee on County Courts, and the 10th to the committee on Claims.

The rule of the House, constitutional provision, and third reading of the 1st bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Huston—

Resolved, That on each Saturday, for the remainder of the session, the clerk call the counties, alphabetically, to receive reports from select committees, and motions.

On motion of Mr. Newell—

Ordered, That Mr. Gray be added to the committee on Ways and Means.

Leave was given to bring in the following bills, viz:

On motion of Mr. A. H. Talbott—1. A bill to erect a suitable fireproof room, for the safe keeping of the records and files of the land office.

On motion of Mr. Lindsey—2. A bill prohibiting sheriffs from depositing the revenues collected by them with brokers and private bankers.

On motion of Mr. Trapnall—3. A bill to amend the charter of Bacon College.

On motion of Mr. Eaves—4. A bill to change the time of holding the Muhlenburg circuit court, and extending its terms.

On motion of Mr. Armstrong—5. A bill to authorize cities in this Commonwealth to license billiard tables.

On motion of Mr. Lindsey—6. A bill to reconcile and make plain the jurisdiction of justices of the peace and circuit courts, in relation to riots, &c.

On motion of Mr. Woods—7. A bill to give to Commonwealth's attorneys a fixed salary.

On motion of same—8. A bill to repeal an act requiring county attorneys to prosecute in circuit courts, in cases of felony, &c.

On motion of same—9. A bill to regulate the compensation of county judges.

On motion of same—10. A bill to incorporate the Madison Female School.

On motion of same—11. A bill to amend an act chartering sundry turnpike road companies, in Madison county.

On motion of Mr. Wilson—12. A bill to take the sense of the people of Washington county, at the August election, 1858, in relation to the removal of the county seat

On motion of same—13. A bill to change magistrate's district, No. 2, in Washington county.

Ordered, That the committee on Public Offices prepare and bring in the 1st; the committee on Ways and Means the 2d; the committee on Education the 3d and 10th; the committee on Circuit Courts the 4th; the committee onPropositions and Grievances the 5th; the committee on the Revised Statutes the 6th; the committee on the Judiciary the 7th and 8th; the committee on County Courts the 9th, 12th and 13th; and the committee on Internal Improvement the 11th.

Mr. Lindsey moved the following resolutions, viz:

Resolved, That the committee on the Penitentiary be instructed to inquire whether legislation is not necessary on the subject of leasing the Penitentiary; and whether it would not be proper to lease to the highest bidder.

Resolved, That the committee on Revised Statutes be instructed to inquire whether sections 1, 2 and 3, of article 5, of Revised Statutes, pages 634 and 635, title Slaves, &c., do not need amendment, so as to make the punishment of the offenses enumerated plainly to be understood.

Resolved, That the committee on the Codes of Practice inquire into the propriety of amending the Criminal Code of Practice, title 3, chap-

ter 1, section 28, so as to allow magistrates, upon the application of county or Commonwealth's attorneys, to issue warrants of arrest without affidavit.

Which were adopted.

Mr. Eaves moved the following resolution, viz:

Resolved, That the committee on the Penitentiary be instructed to inquire into the necessity and propriety of electing a physician for the Penitentiary, by the General Assembly.

Which was adopted.

Mr. Leathers read and laid on the table the following resolution, viz:

Resolved, That the General Assembly adjourn on the 23d of this month, for the space of eight days.

And then the House adjourned.

FRIDAY, DECEMBER 18, 1857.

A message was received from the Senate, announcing that they had passed bills of the following titles, viz:

An act to amend an act incorporating the Hustonville, Liberty and Columbia Turnpike road Company.

An act incorporating the Hustonville and Coffey's Mill Turnpike road Company.

The Speaker laid before the House the report of the Trustees of the Transylvania University.

[*For Report—see Legislative Documents.*]

Ordered, That the Public Printer forthwith print 150 copies of said report, for the use of the members of the General Assembly.

Mr. Remus Payne presented the petition of Thomas Blackburn, praying for a change in the county line, between Scott and Franklin counties.

Mr. DeHaven presented the petition of Nancy Long, praying the passage of a law releasing her husband, who was a lunatic in the Asylum, from the balance of the charges against him in said Asylum.

Which were received, the reading dispensed with, and referred to the committee on Propositions and Grievances.

Mr. Crossland, from the committee on County Courts, to whom was referred bills from the Senate of the following titles, viz:

An act placing the control of the State road in Whitley county in the county court of said county.

An act to authorize the Calloway county court to change the State road from Aurora to Murray.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Barbee, from the committee on Circuit Courts, to whom was referred a bill from the Senate, entitled,

An act for the benefit of the circuit and county court clerks of this Commonwealth.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Crossland, from the committee on County Courts, to whom was referred a bill from the Senate, entitled,

An act to regulate certain fees,

Asked to be discharged from the further consideration thereof.

Ordered, That said bill be referred to the committee on the Revised Statutes.

The committee on the Judiciary, to whom was referred bills of the following titles, viz:

A bill to incorporate Pocahontas Tribe, No. 3, of the Improved Order of Red Men, at Newport.

A bill to incorporate Bradford Lodge, No. 123, of Free and Accepted Masons.

A bill to incorporate Walton Lodge, No. 202, of Free and Accepted Masons.

A bill for the benefit of Waynesburg Lodge, No. 328, of Ancient York Masons.

A bill to define the jurisdiction of the Louisville chancery court.

Reported the same without amendment.

Ordered, That said bills be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The several committees appointed to prepare and bring in the same, reported bills of the following titles, viz:

By the committee on County Courts—

1. A bill to change the time of holding the Bourbon county quarterly court.

By same—

2. A bill to change the time of holding the Clay county quarterly court.

By the committee on the Revised Statutes—

3. A bill authorizing the election of police judge and marshal for the town of Washington, Mason county.

By same—

4. A bill to amend an act to reduce into one the several acts relating to the town of Taylorsville.

By same—

5. A bill for the benefit of juries in inferior courts.

By the committee on the Judiciary—

6. A bill for the benefit of Eliphus Johnson, of Johnson county.

By same—

7. A bill to incorporate Forest Lodge, No. 308, of Free and Accepted Masons.

By same—

8. A bill regulating the duties of constables, after the expiration of their term of office.

By same—

9. A bill to repeal the second section of an act, entitled, an act to authorize the trustees of Laurel county to sell the Seminary lands of said county.

By same—

10. A bill to create the office of inspector of imported lumber, in the city of Louisville.

By same—

11. A bill concerning proceedings in circuit and chancery courts.

By same—

12. A bill to establish a police court in the town of Winchester.

By the committee on Religion—

13. A bill to incorporate the Christian Church, in Hustonville, in Lincoln county.

By the committee on Ways and Means—

14. A bill for the benefit of Robert Bates, late sheriff of Letcher county.

By same—

15. A bill for the benefit of George Parker and A. J. M. Thompson, late sheriffs of Union county.

By the committee on Internal Improvement—

16. A bill to amend the charter of the Maysville and Lexington Railroad Company.

By same—

17. A bill to authorize railroad companies to make certain contracts with each other.

By same—

18. A bill to amend the charter of the Paris and Clintonville Turnpike road Company.

Which were read the first time, and ordered to be read a second time

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 2d, 3d, 4th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th and 18th were severally ordered to be engrossed and read a third time; the 5th was referred to the committee on the Codes of Practice, and the 17th to the committee on the Judiciary.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th and 18th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on the Revised Statutes reported a bill to amend the law of divorce.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The same committee reported a bill for the protection of wild game.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Amendments were then proposed to said bill.

On motion of Mr. Huey—

Ordered, That said bill and amendments be laid on the table.

Mr. Dickey, from the committee on Claims, to whom was referred the petition of John W. R. Corlis, reported the same with the following resolution, viz :

Resolved, That said petition be rejected.

Which was concurred in.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz :

By the committee on Claims—

1. A bill remunerating Wm. L. Sutton and others.

By the committee on the Judiciary—

2. A bill to amend the law of set-off.

By same—

3. A bill to limit the time within which actions, suits and motions may be commenced, to set aside sales made under decrees and executions.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st was made the special order of the day for Wednesday next; the 2d was made the special order of the day for Tuesday next, at 11 o'clock, A. M.; and the 3d was made the special order of the day for Monday next, at 11 o'clock, A. M.

Ordered, That the Public Printer forthwith print 150 copies of said bills, for the use of the members of the General Assembly.

Mr. Machen, from the committee on the Judiciary, to whom was referred leave to bring in a bill to amend the law of limitation in regard to real estate, asked to be discharged from the further consideration of the same.

Mr. Roberts moved to recommit said leave to the committee on the Judiciary, with instructions to report a bill in accordance with said leave.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Roberts and Huston, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	George S. Fleming,	H. K. Rachford,
Vene P. Armstrong,	Anderson Gray,	Newton P. Reid,
William A. Barton,	George W. Hamilton,	Robert Richardson,
Robert Bates,	Wm. H. Hamilton,	Sinclair Roberts,
James C. Belshe,	Wm. O. Hansford,	Elijah G. Sebree,
Joseph M. Boarman,	Wilford Lee Harned,	Thomas Shanks,
William A. Brann,	Harvey F. Hensley,	Joseph Shawhan,
Robert Browder,	Pleasant Hines,	Wm. B. Skean,
Erasmus O. Brown,	John B. Huston,	Isaac Smith,
Thomas H. C. Bruce,	James S. Jackson,	Green Sterett,
John M. Burns,	Milton E. Jones,	William J. Stitt,
Gabriel S. Caldwell,	Alfred Kendall,	Ambrose H. Talbott,
Braxton W. Chamblin,	William F. Leathers,	Charles P Talbot,
Isaac N. Clement,	Willis B. Machen,	Henry Thompson,
Leslie Combs,	Allen L. McAfee,	Benjamin C. Trapnall,
Oliver Crawford,	John C. McCreary,	Joshua T. White,
Francis M. Daily,	James H. McDaniel,	Richard P. Whitt,
Dillard C. Daniel,	John H. McMillan,	John C. Wickliffe,
James W. Davis,	James M. Mitchell,	T. C. Winfrey,
Henry B. Dobyns,	Hugh Newell,	Benjamin M. Winston,
Stephen T. Drane,	William B. Parker,	William Woods,
Blanton Duncan,	Joseph Patton,	John H. Woosley,
John Ellis,	Remus Payne,	S. Worthington—71.
John Ficklin,	William P. Payne,	

Those who voted in the negative, were

William T. Anthony,	Abram H. Field,	John G. Lyon,
Elias L. Barbee,	Curtis Field, Jr.,	Charles A. Marshall,
James L. Caldwell,	John K. Goodloe,	Samuel F. Morse,
Edward Crossland,	James K. Huey,	Peter B. Muir,
Samuel E. DeHaven,	George M. Jessee,	Jonathan Newcum,
Thomas M. Dickey,	Hiram Kelsey,	John I. Roach,
John Donan,	Thos. N. Lindsey,	William E. Russell,
Charles Eaves,	James B. Lyne,	Alex. W. Thomas—24.

And then the House adjourned.

SATURDAY, DECEMBER 19, 1857.

A message was received from the Senate, announcing that they had passed bills from this House, of the following titles, viz:

An act for the benefit of William Mynhier, late sheriff of Morgan county.

An act for the benefit of Mrs. Eleanor Aberdeen.

An act repealing an act for the benefit of the trustees of Prestonsburg.

An act for the benefit of S. D. Winterbower, late deputy sheriff of Hardin county.

An act for the benefit of Nimrod Harris and George W. Tompkins, late sheriffs of Mercer county.

An act for the benefit of school district, No. 13, in the county of Oldham.

An act to amend the charter of the Harrod's Creek Academy.

An act to define the jurisdiction of the Louisville chancery court.

An act for the benefit of E. P. Hill's administrator.

An act for the benefit of Samuel R. Reynolds.

With amendments to the two last named bill.

That they had passed bills and a resolution of the following titles, viz:

An act to amend the 42d chapter of the Revised Statutes.

An act for the benefit of Thomas P. Smith.

An act to incorporate Lincoln's Run and May's Creek Turnpike road Company, in Washington county.

An act to incorporate the Buck Creek Bridge Company.

An act for the benefit of the Danville, Dix River and Lancaster Turnpike road Company.

An act declaring the office of county judge and common school commissioner incompatible.

And a resolution in relation to the printing of the reports of the Kentucky State Agricultural Society.

Mr. Sebree presented the petition of Wilson Adamson, praying additional compensation for work done on the Western Lunatic Asylum.

Mr. Mitchell presented the petition of Margaret F. Boyles, an infant under 21 years of age, praying the passage of a law authorizing her to dispose of her property, by will.

Which were received, the reading dispensed with, and referred to the committee on the Judiciary.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined sundry enrolled bills which originated in the Senate, of the following titles, and had found the same truly enrolled, viz:

An act to incorporate the Paroquet Springs Company.

An act to amend the charter of the Louisville and Portland Canal Company.

An act to incorporate the Union Coal and Oil Company.

An act for the benefit of Wm. B. White, H. L. Tye, William C. Gillis and Dempsey King.

An act to amend the mechanics' lien law of Hickman and Graves counties.

An act for the benefit of common school district No. 20, in Fulton county.

And bills which originated in this House, of the following titles, viz:

An act for the benefit of William Williams, of Owsley county.

An act to amend an act, entitled, an act to incorporate the Kenton County Agricultural Society.

An act for the benefit of Jeff. Brown, late clerk of Union county court.

An act to amend the laws relating to the county levy of Campbell county.

An act to amend the charter of the Hickman and Graves county Plank Road Company.

An act for the benefit of J. C. Oliver, late sheriff of Anderson county.

An act for the benefit of William J. Field, late sheriff of Carter county.

An act to amend an act, entitled, an act incorporating the Springfield, Maxville and Willisburg Turnpike road Company.

An act to repeal an act establishing the town of Rowena, in Russell county.

An act to amend an act, entitled, an act to amend the charter of the Winchester and Mount Sterling Turnpike road Company.

An act for the benefit of William Marshall, jailer of Bracken county.

An act for the benefit of certain clerks of this Commonwealth.

An act to repeal an act establishing the office of county treasurer for Bracken county.

An act to repeal an act, entitled, an act to amend the road law of Harrison county.

An act for the benefit of John Friend, late sheriff of Floyd county.

An act for the benefit of school district, No. 22, in Meade county.

An act changing the time of holding the county court of Garrard county.

An act to incorporate the Adairsville Lodge of Free and Accepted Masons, No. 238.

An act for the benefit of the Richmond and Lexington Turnpike road Company.

An act for the benefit of G. B. Broaddus, late sheriff of Madison county.

An act to define the jurisdiction of the Louisville chancery court.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

Leave was given to bring in the following bills, viz:

On motion of Mr. Leathers—1. A bill to form a new county out of parts of Anderson, Nelson, Washington, Mercer and Spencer counties.

On motion of Mr. Anthony—2. A bill to establish a turnpike road from Franklin, in Simpson county, to the turnpike road south of Scottsville, in Allen county.

On motion of Mr. Smith—3. A bill changing the mode of compensating common school commissioners.

On motion of same—4. A bill increasing the tax on circus companies.

On motion of Mr. Dickey—5. A bill to prevent the embezzlement of money paid to justices of the peace.

On motion of Mr. Barton—6. A bill for the benefit of John Dailey, of Breckinridge county.

On motion of Mr. A. H. Field—7. A bill amending an act creating the office of police judge and marshal, in Shepherdsville.

On motion of same—8. A bill to change the place of voting in district No. 4, in Bullitt county.

On motion of same—9. A bill for the benefit of Girard H. Briscoe.

On motion of Mr. Woosley—10. A bill for the benefit of common school district, No. 31, in Butler county.

On motion of Mr. Whitt—11. A bill to amend the law in relation to trials of the right of property.

On motion of same—12. A bill for the benefit of Anderson Oakley's widow and infant children.

On motion of Mr. W. P. Payne—13. A bill to legalize an order of

the Russell county court, in relation to a parcel of ground in Jamestown.

On motion of Mr. Jackson—14. A bill to increase the protection to slave property.

On motion of Mr. Huston—15. A bill to amend the law creating a sinking fund for Clarke county.

On motion of same—16. A bill to amend the law in relation to the relinquishment of dower.

On motion of Mr. Hensley—17. A bill to authorize county court clerks to issue executions on judgments before county judges, in their absence.

On motion of same—18. A bill to regulate the punishment for adultery and fornication.

On motion of Mr. Winfrey—19. A bill to change the time of holding the circuit courts of Cumberland, Clinton and Russell counties.

On motion of Mr. Clement—20. A bill to amend the laws in relation to the town of Dycusburg.

On motion of Mr. Combs—21. A bill to incorporate the Pleasant Hill and Jessamine Turnpike road Company.

On motion of Mr. Lindsey—22. A bill for the benefit of Ira H. Stout and wife.

On motion of same—23. A bill providing for the delivery of the possession of real estate sold under execution.

On motion of Mr. Morse—24. A bill to establish a tobacco inspection in the town of Mayfield, Graves county.

On motion of same—25. A bill to incorporate a Tobacco Warehouse Company, in Mayfield, Graves county.

On motion of Mr. Donan—26. A bill for the benefit of Robert D. Murray, school commissioner of Hart county.

On motion of Mr. Crossland—27. A bill for the relief of G. W. Miller, of Hickman county.

On motion of same—28. A bill to amend the charter of the town of Baltimore, in Hickman county.

On motion of same—29. A bill to amend the law in relation to the poor.

On motion of same—30. A bill for the benefit of Thomas G. Poore, clerk of the Hickman circuit and equity courts.

On motion of Mr. Mitchell—31. A bill to increase the compensation of sheriffs for collecting the revenue.

On motion of same—32. A bill to exempt physicians from paying toll on turnpike and plank roads.

On motion of Mr. Burns—33. A bill for the benefit of John J. Hager.

On motion of same—34. A bill for the benefit of John McDyer's administrators.

On motion of same—35. A bill to branch the court of appeals.

On motion of same—36. A bill for the benefit of George B. Pragin, late clerk of the Lawrence circuit court.

On motion of Mr. Richardson—37. A bill authorizing the publication of sales made under process at law and equity.

On motion of same—38. A bill to amend the law in relation to school commissioners.

On motion of same—39. A bill to incorporate "Col. Clay Lodge, No. 159," of Covington.

On motion of Mr. Newcum—40. A bill for the benefit of William M. Smith, late toll-gate keeper on the Crab Orchard and Cumberland Gap turnpike road.

On motion of Mr. Roberts—41. A bill to declare the Cat fork of Blain's creek a navigable stream.

On motion of Mr. Hansford—42. A bill to establish and incorporate the town of Charlottesville, in Pulaski county.

On motion of Mr. Huey—43. A bill to change or amend the road law.

On motion of same—44. A bill for the benefit of Albert Cook, late jailer of Livingston county.

On motion of Mr. Lyon—45. A bill to amend the charter of the German Insurance Company, of the city of Louisville.

On motion of Mr. Muir—46. A bill for the benefit of the Kentucky Institution for the Education of the Blind.

On motion of Mr. C. Field, jr.—47. A bill for the benefit of Richard P. Fox, of Madison county.

On motion of same—48. A bill for the benefit of the Madison Fork of the Wilderness turnpike road.

On motion of Mr. Boarman—49. A bill to incorporate the Lebanon and Raywick Turnpike road Company.

On motion of Mr. J. T. White—50. A bill to change the law in relation to the assessment of land.

On motion of same—51. A bill to change the voting place in district No. 2, in Ballard county.

On motion of Mr. Trapnall—52. A bill to incorporate a turnpike road from Danville to Harrodsburg.

On motion of same—53. A bill to incorporate McAfee Lodge, No. 229, of Free and Accepted Masons.

On motion of Mr. Daniel—54. A bill to amend chapter 52, of Revised Statutes, regulating the sale of spirituous liquors.

On motion of Mr. DeHaven—55. A bill to amend the law of attachment.

On motion of Mr. Kelsey—56. A bill for the benefit of S. I. M. Major.

On motion of same—57. A bill for the benefit of Carsner J. Scrimshur and Wm. Montgomery, former trustees of school district No. 29, in Owen county.

On motion of Mr. Jones—58. A bill allowing minors between 18 and 21 years to attend common schools as other minors.

On motion of Mr. Sebree—59 A bill increasing the fees of surveyors.

On motion of same—60. A bill to amend the law in relation to free negroes.

On motion of Mr. Roach—61. A bill to provide for the election of school commissioners by the people.

On motion of Mr. Winston—62. A bill to incorporate Ark Lodge, No. 86, I. O. O. F., in Caseyville.

On motion of Mr. Wickliffe—63. A bill to charter the Bardstown and Bloomfield Turnpike road Company.

Ordered, That the committee on Propositions and Grievances prepare and bring in the 1st, 7th, 27th and 47th; the committee on Internal Improvement the 2d, 21st, 32d, 41st, 42d, 49th and 52d; the committee on Education the 3d, 10th, 26th, 38th, 46th, 57th, 58th and 61st; the committee on Ways and Means the 4th, 6th, 9th, 30th, 31st, 34th, 40th and 50th; the committee on the Judiciary the 5th, 14th, 15th, 16th, 23d, 45th, 53d, 55th and 62d; the committee on Privileges and Elections the 8th; the committee on the Codes of Practice the 11th and 37th; Messrs. Whitt, McCreary and Burns the 12th; Messrs. W. P. Payne, Winfrey and Wood the 13th; the committee on County Courts the 17th, 20th and 44th; the committee on Religion the 18th; the committee on Circuit Courts the 19th and 36th; Messrs. Lindsey, Goodloe and Duncan the 22d; Messrs. Morse, Crossland and Donan the 24th and 25th; Messrs. Crossland, Morse and Clement the 28th; the committee on Revised Statutes the 29th, 43d, 54th, 59th and 60th; the committee on Claims the 33d and 56th; the committee on the Court of Appeals the 35th; Messrs. Richardson, Ellis and Morse the 39th; Messrs. C. Field, jr., Newcum and Davis the 48th; Messrs. J. T. White, McCreary and Anthony the 51st; and Messrs. Wickliffe, Wilson and A. H. Field the 63d.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz :

By Mr. Hardy—

1. A bill to allow John Gearen, of Calloway county, to peddle in said county without license.

By Mr. Armstrong—

2. A bill establishing an additional voting place in Hardin county.

By Mr. Crossland—

3. A bill to amend an act, entitled, an act for the benefit of mechanics of the towns of Hickman and Frankfort.

By Mr. Burns—

4. A bill to increase the pay for red fox scalps.

By Mr. Newcum—

5. A bill for the benefit of James D. Ballard.

By same—

6. A bill for the benefit of John S. Adams.

By Mr. Hansford—

7. A bill to incorporate Hustonville Christian Academy.

By Mr. Sebree—

8. A bill to amend the law in reference to passways in Todd county.

By the committee on Education—

9. A bill to incorporate the Madison Female School.

Which were severally read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the 1st, 5th and 6th were referred to the committee on the Judiciary; the 2d, 3d and 9th were severally ordered to be engrossed and read a third time; the 4th was referred to the committee on Ways and Means; the 7th to the committee on Education; and the 8th to the committee on the Revised Statutes.

The rule of the House, constitutional provision, and third reading of the 2d, 3d and 9th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Shawhan moved the following resolutions, viz :

Whereas, from some cause, and from some source unknown to the mover of the following resolution, a fine knife has been presented to each member of the legislature ; therefore, be it

Resolved, That the members of this House each receive the knife presented to him, and pay for the same.

Mr. Jackson moved the following amendment to said resolution, viz:

Provided, That each member has the privilege of returning, instead of paying for the knife; and that the stationery which has been furnished be placed upon the same footing with knives

Mr. Winfrey moved to amend said amendment, as follows, viz:

Each member be required to pay for their knives for the time they have had them in possession.

Mr. Wickliffe moved to lay said resolution and amendments on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Newell and Duncan, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	George S. Fleming,	Newton P. Reid,
Elias L. Barbee,	John K. Goodloe,	Robert Richardson,
Robert Bates,	Wm. O. Hansford,	John I. Roach,
James C. Belshe,	Elisha Hardy,	Sinclair Roberts,
Joseph M. Boarman,	Wilford Lee Harned,	Elijah G. Sebree,
Thomas H. C. Bruce,	Pleasant Hines,	Thomas Shanks,
John M. Burns,	James K. Huey,	Isaac Smith,
Gabriel S. Caldwell,	John B. Huston,	William J. Stitt,
James L. Caldwell,	James S. Jackson,	Charles P Talbot,
Isaac N. Clement,	Hiram Kelsey,	Alex. W. Thomas,
Leslie Combs,	Willis B. Machen,	Benjamin C. Trapnall,
Francis M. Daily,	John C. McCreary,	Joshua T. White,
James W. Davis,	James M. Mitchell,	John C. Wickliffe,
John Donan,	Peter B. Muir,	John K. Wilson,
Stephen T. Drane,	Joseph Patton,	T. C. Winfrey,
Blanton Duncan,	William P. Payne,	William Woods,
John Ficklin,	H. K. Rachford,	S. Worthington—52.
Curtis Field, Jr.,		

Those who voted in the negative, were

William T. Anthony,	Abram H. Field,	John H. McMillan,
Vene P. Armstrong,	Anderson Gray,	Samuel F. Morse,
William A. Barton,	George W. Hamilton,	Jonathan Newcum,
William A. Brann,	Wm. H. Hamilton,	Hugh Newell,
Robert Browder,	Harvey F. Hensley,	Remus Payne,
Erasmus O. Brown,	George M. Jessee,	William E. Russell,
Oliver Crawford,	Milton E. Jones,	Joseph Shawhan,
Edward Crossland,	Alfred Kendall,	Wm. B. Skean,
Dillard C. Daniel,	William F. Leathers,	Green Sterett,
Samuel E. DeHaven,	Thos. N. Lindsey,	Henry Thompson,
Thomas M. Dickey,	James B. Lyne,	Richard P. Whitt,
Charles Eaves,	John G. Lyon,	John H. Woosley—38.
John Ellis,	James H. McDaniel,	

Mr. Lyne moved the following resolution, viz:

Resolved, That the committee on the Revised Statutes be instructed

to inquire into the propriety of so amending section 16th, chapter 74th, of the Revised Statutes, as to authorize justices of the peace to take acknowledgments of deeds executed, and for record, in their counties; and that they report by bill or otherwise.

Which was adopted.

The amendments proposed by the Senate to a bill from this House, entitled,

An act for the benefit of Samuel R. Reynolds,

Were taken up, twice read, and concurred in.

The Speaker laid before the House the resignation of Peter B. Muir, which is as follows, viz:

DECEMBER 19th, 1857.

Hon. DANIEL P. WHITE,

Speaker of the House of Representatives:

I hereby tender my resignation as a member of the House of Representatives, from the 4th district of the city of Louisville, to take effect on the 23d of December, 1857, at 2 o'clock, P. M.

Very respectfully,

P. B. MUIR.

The House then took up the resolution proposed by Mr. Leathers on the 17th instant.

Mr. Brown moved an amendment to said resolution, which is as follows, viz:

By striking out all after the word month, and inserting in lieu thereof the following: until Monday morning thereafter.

Mr. Machen moved an amendment as a substitute for said resolution and amendment, which is as follows, viz:

That when they adjourn on the 22d instant, they will adjourn to meet on the 2d day of January next.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huey and Brown, were as follows, viz:

Those who voted in the affirmative, were

William A. Brann,	Abram H. Field,	James M. Mitchell,
Gabriel S Caldwell,	George S. Fleming,	Hugh Newell,
Edward Crossland,	John K. Goodloe,	H. K. Rachford,
Thomas M. Dickey,	George W. Hamilton,	William J. Stitt,
John Donan,	Wm. H. Hamilton,	Charles P. Talbot,
Stephen T. Drane,	George M. Jessee,	T. C. Winfrey,
Charles Eaves,	Charles A. Marshall,	S. Worthington—22.
John Ficklin,		

Those who voted in the negative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	Joseph Patton,
William T. Anthony,	Anderson Gray,	Remus Payne,
Vene P. Armstrong,	Wm. O. Hansford,	William P. Payne,
Elias L. Barbee,	Elisha Hardy,	Newton P. Reid,
William A. Barton,	Wilford Lee Harned,	Robert Richardson,
Robert Bates,	Harvey F. Hensley,	John I. Roach,
James C. Belshe,	Pleasant Hines,	Sinclair Roberts,
Joseph M. Boarman,	James K. Huey,	William E. Russell,
Robert Browder,	John B. Huston,	Thomas Shanks,
Erasmus O. Brown,	James S. Jackson,	Joseph Shawhan,
Thomas H. C. Bruce,	Milton E. Jones,	William B Skean,
John M. Burns,	Alfred Kendall,	Isaac Smith,
James L. Caldwell,	William F. Leathers,	Green Sterett,
Isaac N. Clement,	James B. Lyne,	Alexander W. Thomas,
Leslie Combs,	Willis B. Machen,	Henry Thompson,
Oliver Crawford,	John C. McCreary,	Joshua T. White,
Francis M. Daily,	James H. McDaniel,	Richard P. Whitt,
Dillard C. Daniel,	John H. McMillan,	John K. Wilson,
James W. Davis,	Samuel F. Morse,	Benjamin M. Winston,
Henry B. Dobyns,	Jonathan Newcum,	William Woods,
Blanton Duncan,	William B. Parker,	John H. Woosley—64.
John Ellis,		

Mr. Brown moved the following resolution, viz:

Resolved, That when this House adjourn, on Thursday, the 24th inst., it adjourn until Monday thereafter.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Eaves and Russell, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ellis,	Jonathan Newcum,
William A. Barton,	Abram H. Field,	Hugh Newell,
James C. Belshe,	Curtis Field, Jr.	Joseph Patton,
William A. Brann,	John K. Goodloe,	Remus Payne,
Robert Browder,	Wm. H. Hamilton,	Newton P. Reid,
Erasmus O. Brown,	Wm. O. Hansford,	William J. Stitt,
Thomas H. C. Bruce,	Wilford Lee Harned,	Charles P. Talbot,
John M. Burns,	Pleasant Hines,	Alexander W. Thomas,
James L. Caldwell,	John B. Huston,	Richard P. Whitt,
Leslie Combs,	James S. Jackson,	John K. Wilson,
Francis M. Daily,	Alfred Kendall,	Benjamin M. Winston,
Dillard C. Daniel,	William F. Leathers,	William Woods,
Stephen T. Drane,	James H. McDaniel,	John H. Woosley—40.
Blanton Duncan,		

Those who voted in the negative, were

William T. Anthony,	Anderson Gray,	William P. Payne,
Vene P. Armstrong,	George W. Hamilton,	H. K. Rachford,

Elias L. Barbee,
Robert Bates,
Joseph M. Boarman,
Gabriel S. Caldwell,
Isaac N. Clement,
Oliver Crawford,
Edward Crossland,
James W. Davis,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Charles Eaves,
John Ficklin,
George S. Fleming,
Elisha Hardy,
Harvey F. Hensley,
James K. Huey,
George M. Jessee,
Milton E. Jones,
James B. Lyne,
Willis B. Machen,
Charles A. Marshall,
John C. McCreary,
John H. McMillan,
James M. Mitchell,
Samuel F. Morse,
William B. Parker,
Robert Richardson,
John I. Roach,
Sinclair Roberts,
William E. Russell,
Thomas Shanks,
Joseph Shawhan,
William B. Skean,
Isaac Smith,
Green Sterett,
Henry Thompson,
Joshua T. White,
T. C. Winfrey,
S. Worthington—46.

The Speaker, in pursuance of the resolution proposed by Mr. Richardson of the — instant, in relation to the apportionment of representation, appointed the following committee, viz: Messrs. Machen, Eaves, McCreary, Hansford, Armstrong, Newcum, A. H. Talbott, Kelsey, Daniel and Richardson.

And then the House adjourned.

MONDAY, DECEMBER 21, 1857.

A message was received from the Senate, announcing that they had passed bills from this House, of the following titles, viz:

An act for the benefit of Philip B. Thompson, of Mercer county.

An act for the benefit of Robert Bates, late sheriff of Letcher county.

That they had passed bills of the following titles, viz:

An act to amend an act, entitled, an act to regulate the duties of county and commonwealth's attorneys.

An act for the benefit of Thomas Patterson, of Madison county.

An act to provide for the election of special judges of the city court of Louisville, and to authorize the marshal of said court to appoint deputies.

An act to amend the charter of the Franklin Insurance Company, of Louisville.

An act to transfer the records of certain surveys from the county court clerks' offices to the surveyors' offices.

An act to change the time of holding the Greenup county quarterly court.

An act in relation to fees of commonwealths' attorneys.

And that they had received official information from the Governor that he had approved and signed sundry enrolled bills which originated in the Senate, of the following titles, viz:

An act to incorporate the Paroquet Springs Company.

An act for the benefit of Wm. B. White, H. L. Tye, W. C. Gillis and Dempsey King.

An act to amend the mechanics' lien law, of Hickman and Graves counties.

An act to incorporate the Union Coal and Oil Company.

An act for the benefit of common school district, No. 20, in Fulton county.

An act to amend the charter of the Louisville and Portland Canal Company.

Mr. Wickliffe, from the committee on Propositions and Grievances, to whom was referred the petition of Diana Mylotte, asked to be discharged from the further consideration of the same.

Which was granted.

Ordered, That said petition be referred to the committee on Claims.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined an enrolled bill, and resolution, which originated in this House, of the following titles, viz:

An act for the benefit of Samuel R. Reynolds.

A resolution in relation to the election of United States Senator.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act for the benefit of C. B. Broaddus, late sheriff of Madison county.

An act for the benefit of the Richmond and Lexington Turnpike road Company.

An act for the benefit of William Williams, of Owsley county.

An act to amend an act, entitled, an act to incorporate the Kenton County Agricultural Society.

An act to amend the laws relating to the county levy of Campbell county.

An act to amend the charter of the Hickman and Graves county Plank Road Company.

An act for the benefit of J. C. Oliver, late sheriff of Anderson county.

An act for the benefit of William J. Field, late sheriff of Carter county.

An act to amend an act, entitled, an act incorporating the Springfield, Maxville and Willisburg Turnpike road Company, in Washington county, approved March 3, 1856.

An act to amend an act, entitled, an act to amend the charter of the Winchester and Mount Sterling Turnpike road Company.

An act for the benefit of William Marshall, jailer of Bracken county.

An act for the benefit of certain clerks of this Commonwealth.

An act to repeal an act establishing the office of county treasurer for Bracken county.

An act for the benefit of John Friend, late sheriff of Floyd county.

An act to repeal an act, entitled, an act to amend the road law of Harrison county.

An act for the benefit of school district, No. 22, in Meade county.

An act changing the time of holding the county court of Garrard county.

An act to incorporate the Adairsville Lodge of Free and Accepted Masons, No. 238.

An act to repeal an act establishing the town of Rowena, in Russell county.

An act to define the jurisdiction of the Louisville chancery court.

An act for the benefit of Samuel R. Reynolds.

Mr. Wickliffe, from the committee on Propositions and Grievances, to whom was referred a bill from the Senate, entitled,

An act for the benefit of Jaques Guedin.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Machen, from the committee on the Judiciary, to whom was referred bills from the Senate of the following titles, viz :

An act to repeal section 2 of an act to authorize justices of the peace to hold inquests in certain cases.

An act to amend the charter of the city of Covington.

An act to incorporate the German Gymnastic Association of the city of Covington,

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Machen, from the same committee, to whom was referred

A bill to prevent the destruction of fish in the Kentucky river and its tributaries,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Machen, from the same committee, to whom was referred a bill from the Senate, entitled,

An act to amend the law concerning idiots.

Reported the same without amendment.

And the question being taken upon ordering said bill to be read a third time, it was decided in the negative.

And so said bill was disagreed to.

Mr. Machen, from the same committee, to whom was referred a resolution proposed by Mr. Shawhan, directing said committee to inquire into the expediency of passing a bill subjecting free negroes who may be convicted of aiding and assisting the escape of slaves from this State, to be sold as slaves for life, asked to be discharged from the further consideration of said resolution.

Which was granted.

Mr. McCreary, from the committee on Internal Improvement, to whom was referred a bill from the Senate, entitled,

An act to incorporate the Big Sandy Navigation Company.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The House then, according to order, resolved itself into a committee of the Whole, on the bill establishing a conventional rate of interest, and amending the usury laws of this Commonwealth, Mr. Johnson in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Johnson reported that the committee had, according to order, had under consideration said bill and amendments proposed thereto, and had made some progress therein, but not having time to go through with the same, had instructed him to ask leave to sit again.

Which was granted.

Mr. Eaves proposed a substitute for said bill and amendment.

Mr. Barbee proposed an amendment to said substitute.

Ordered, That the further consideration of said bill, amendments and substitute be postponed until the 7th day of January next.

Ordered, That the Public Printer forthwith print 150 copies of said substitute, and the amendments proposed thereto by Mr. Barbee, for the use of the members of the General Assembly.

The House then, according to special order, took up the bill to limit the time within which actions, suits and motions may be commenced to set aside sales made under decrees and executions.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The amendments proposed by the Senate to a bill from this House, entitled,

An act for the benefit of E. P. Hill's administrator,

Were taken up, twice read, and concurred in.

Bills from the Senate of the following titles, viz:

1. An act declaring the office of county judge and common school commissioner incompatible.

2. An act for the benefit of the Danville, Dix River and Lancaster Turnpike road Company.

3. An act to incorporate the Buck Creek Bridge Company.

4. An act to incorporate Lincoln's Run and May's Creek Turnpike road Company, in Washington county.

5. An act for the benefit of Thomas P. Smith.

6. An act to amend the 42d chapter of the Revised Statutes.

7. An act to amend an act incorporating the Hustonville, Liberty and Columbia Turnpike road Company.

8. An act to amend an act incorporating the Hustonville and Cofey's Mill Turnpike road Company.

9. An act in relation to fees of Commonwealth's attorneys.

10. An act to change the time of holding the Greenup county quarterly court.

11. An act to transfer the records of certain surveys from the county court clerks' offices to the surveyors' offices.

12. An act to amend the charter of the Franklin Insurance Company, of Louisville.

13. An act to provide for the election of special judges of the city court of Louisville, and to authorize the marshal of said court to appoint deputies.

14. An act for the benefit of Thomas Patterson, of Madison county.

15. An act to amend an act, entitled, an act to regulate the duties of county and Commonwealth's attorneys.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st was referred to the committee on Education; the 2d, 3d, 4th, 7th and 8th were referred to the committee on Internal Improvement; the 5th, 9th, 12th and 15th were referred to the committee on the Judiciary; the 6th to the committee on Revised Statutes; the 10th, 13th and 14th were severally ordered to be read a third time; and the 11th was referred to the committee on County Courts.

The rule of the House, constitutional provision, and third reading of the 10th, 13th and 14th bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. DeHaven, from the committee on the Judiciary, to whom was referred bills of the following titles, viz:

A bill for the benefit of James D. Ballard.

A bill for the benefit of John S. Adams.

Reported the same without amendment.

Ordered, That said bills be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees appointed to prepare and bring in the same, viz:

By the committee on Propositions and Grievances—

1. A bill to change the county line between Perry and Letcher counties.

By the committee on Privileges and Elections—

2. A bill to establish an additional voting place in Knox county.

By same—

3. A bill changing the voting place in district No. 4, in Bullitt county.

By same—

4. A bill creating an additional justices district and voting precinct in Crittenden county.

By Mr. Lindsey—

5. A bill for the benefit of Ira H. Stout and wife.

By the committee on the Judiciary—

6. A bill to amend an act, entitled, an act for the benefit of Joshua Oaks.

By same—

7. A bill to amend an act, entitled, an act to establish a sinking fund for Clarke county, approved March 4, 1856.

By same—

8. A bill to amend section 614 of the Civil Code of Practice, in regard to depositions.

By same—

9. A bill to prevent runaway marriages.

By same—

10. A bill to amend the 86th chapter of the Revised Statutes, in regard to sales of infants' estates.

Which were read the first time, and ordered to be read a second time

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 2d, 3d, 4th, 6th, 7th, 8th and 10th were severally ordered to be engrossed and read a third time; the 5th was referred to the committee on the Judiciary; and the 9th was made the special order of the day for Wednesday next, at 11 o'clock, A. M.

The rule of the House, constitutional provision, and third reading of 1st, 2d, 3d, 4th, 6th, 7th, 8th and 10th of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Ordered, That the Public Printer forthwith print 150 copies of the 9th bill, for the use of the members of the General Assembly.

Mr. A. H. Talbott moved a reconsideration of the vote laying on the table a bill for the protection of wild game.

And the question being taken thereon, it was decided in the affirmative.

And then the House adjourned.

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TUESDAY, DECEMBER 22, 1857.

A message was received from the Senate, announcing their disagreement to a bill from this House, entitled,

An act concerning the collection of officers' fees.

That they had passed bills from this House of the following titles, viz:

An act to amend the laws allowing fees to justices.

An act for the benefit of James H. Parker, clerk of Campbell county court.

An act changing the time of holding the March term of the Oldham quarterly court.

That they had passed bills and a resolution of the following titles, viz:

An act to amend the several acts giving to the county court of Madison power to subscribe stock in turnpike road companies in said county.

An act, entitled, an act to amend an act incorporating the Bloomfield and Springfield Turnpike road Company, approved January 23, 1854.

An act for the benefit of common school district No. 18, in Larue county.

Resolution in relation to the recess of the General Assembly.

1. Mr. Duncan presented the petition of sundry citizens of the city of Louisville, praying for the passage of a law establishing a flour inspection in said city.

2. Mr. Lindsey presented the petition of Peter Jett, praying for the passage of an act remunerating him for books lost in distributing public documents.

3. Mr. Roach presented the petition of sundry citizens of the town

of Cadiz, Trigg county, praying for the extension of the limits of said town; and also a remonstrance against said extension.

4. Mr. Jones presented the remonstrance of sundry citizens of Pulaski county, against the abolishment of the summer term of the Pulaski circuit court.

5. Mr. Jackson presented the petition of sundry citizens of Christian county, praying for a repeal of so much of the late charter of the town of Hopkinsville, as gives the trustees of said town exclusive privilege to license taverns therein.

6. Mr. Smith presented the petition of J. H. Harlan, praying for an appropriation to common school district No. 4, in Barren county.

Which were received, the reading dispensed with, and referred, the 1st and 3d to the committee on the Judiciary; the 2d to the committee on Claims; the 4th to the committee on Circuit Courts; the 5th to the committee on County Courts, and the 6th to the committee on Education.

The House resumed the consideration of the bill for the protection of wild game.

The said bill was then amended.

Ordered, That said bill, as amended, be laid on the table.

Bills from the Senate of the following titles, viz:

1. An act to amend the several acts giving to the county court of Madison power to subscribe stock in turnpike road companies in said county.

2. An act, entitled, an act to amend an act incorporating the Bloomfield and Springfield Turnpike road Company.

3. An act for the benefit of common school district, No. 18, in Larue county.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the 1st and 2d were severally ordered to be read a third time, and the 3d was referred to the committee on Education.

The rule of the House, constitutional provision, and third reading of the 1st and 2d bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. Muir, leave was given to bring in a bill providing for the election of the marshal of the city of Louisville.

Which was granted.

Ordered, That Messrs. Muir, Shanks and Duncan prepare and bring in the same.

Mr. Anthony, from the committee on Ways and Means, reported a bill providing for the printing of the laws of roads and passways.

Which was read the first time and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the negative.

And so said bill was rejected.

Mr. McCreary, from the committee on Internal Improvement, to whom was referred a bill from the Senate, entitled,

An act to incorporate the Virginia and Kentucky Bridge Company.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The House then, according to the special order, took up for consideration, the bill to amend the law of set-off, and the amendment proposed thereto, by Mr. C. Field, jr.

The question was then taken on the adoption of the amendment proposed by Mr. C. Field, jr., and it was decided in the negative.

The said bill was then further amended, and, as amended, reads as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That all promissory notes and written obligations to pay money, which may be hereafter executed, and which, upon their face, are made negotiable and payable at an incorporated bank, and which are made payable in four months or less time from their date, are hereby placed upon the footing of foreign bills of exchange; and in the hands of a *bona fide* purchaser, for valuable consideration, who obtained the note before its maturity, and without notice of any just defense, shall be free from any off-set or discount; and no protest shall be necessary on such notes or obligations, unless actually discounted in bank.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

And so said bill was rejected.

The yeas and nays being required thereon, by Messrs. Davis and Gray, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	George S. Fleming,	James H. McDaniel,
Vene P. Armstrong,	Sidney A. Foss,	James M. Mitchell,
Elias L. Barbee,	John K. Goodloe,	Peter B. Muir,
William A. Barton,	Wm. O. Hansford,	Remus Payne,
William A. Brann,	Pleasant Hines,	Robert Richardson,
Robert Browder,	John B. Huston,	John I. Roach,
Gabriel S. Caldwell,	James S. Jackson,	Sinclair Roberts,
James L. Caldwell,	Madison C. Johnson,	Elijah G. Sebree,
Leslie Combs,	Hiram Kelsey,	Thomas Shanks,
Samuel E. DeHaven,	Alfred Kendall,	Joseph Shawhan,
John Donan,	William F. Leathers,	Green Sterett,
Stephen T. Drane,	James B. Lyne,	William J. Stitt,
Blanton Duncan,	John G. Lyon,	Benjamin C. Trapnall,
Charles Eaves,	Willis B. Machen,	T. C. Winfrey,
Abram H. Field,	Charles A. Marshall,	S. Worthington—46.
Curtis Field, Jr.,		

Those who voted in the negative, were

William T. Anthony,	Anderson Gray,	William P. Payne,
Robert Bates,	George W. Hamilton,	H. K. Rachford,
James C. Belshe,	Wm. H. Hamilton,	Newton P. Reid,
Erasmus O. Brown,	Elisha Hardy,	William E. Russell,
Thomas H. C. Bruce,	Wilford Lee Harned,	William B Skean,
John M. Burns,	Harvey F. Hensley,	Isaac Smith,
Isaac N. Clement,	James K. Huey,	Ambrose H. Talbott,
Oliver Crawford,	George M. Jessee,	Charles P. Talbot,
Edward Crossland,	Milton E. Jones,	Henry Thompson,
Francis M. Daily,	John C. McCreary,	Joshua T. White,
Dillard C. Daniel,	John H. McMillan,	Richard P. Whitt,
James W. Davis,	Samuel F. Morse,	John C. Wickliffe,
Thomas M. Dickey,	Jonathan Newcum,	John K. Wilson,
Henry B. Dobyns,	Hugh Newell,	Benjamin M. Winston,
John Ellis,	William B. Parker,	William Woods,
John Ficklin,	Joseph Patton,	John H. Woosley—48.

The House then took up for consideration the resolution from the Senate, in relation to the printing of the reports of the Kentucky State Agricultural Society.

On motion of Mr. Kelsey—

Ordered, That said resolution be referred to the committee on Agriculture and Manufactures.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Internal Improvement—

A bill to amend the act chartering sundry turnpike road companies in Madison county.

By same—

A bill to amend an act, entitled, an act to amend the charter of the Versailles and Anderson Turnpike road Company.

By Mr. Muir—

A bill providing for the election of the marshal of the city of Louisville.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed.

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The House then took up for consideration the resolution of the Senate, in relation to a recess of the General Assembly, which reads as follows, viz :

Resolved by the General Assembly of the Commonwealth of Kentucky, That when the two Houses adjourn on Wednesday, the 23d instant, they adjourn to meet again on Wednesday, the 30th instant, at 10 o'clock, A. M.

Mr. Jackson moved to amend said resolution, by striking out the words, "Wednesday, the 23d instant," and inserting in lieu thereof, "Thursday, the 24th instant," and the words "30th instant, at 10 o'clock, A. M.," and inserting in lieu thereof, "Saturday, the 26th instant, at 10 o'clock, A. M."

Mr. Winfrey moved the previous question.

And the question being taken, shall the main question be now put? it was decided in the affirmative.

The main question was then put, shall the amendment proposed by Mr. Jackson be adopted? and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Jackson and Sebree, were as follows, viz :

Those who voted in the affirmative, were

William T. Anthony,	Elisha Hardy,	Robert Richardson,
William A. Barton,	Harvey F. Hensley,	John I. Roach,
Robert Bates,	James K. Huey,	E. G. Sebree,
Erasmus O. Brown,	John B. Huston,	William B. Skean,
John M. Burns,	James S. Jackson,	Green Sterett,
Leslie Combs,	Thomas N. Lindsey,	Henry Thompson,
Francis M. Daily,	John C. McCreary,	Richard P. Whitt,
Dillard C. Daniel,	John H. McMillan,	John K. Wilson,

Stephen T. Drane, Samuel F. Morse, Benjamin M. Winston,
Curtis Field, Jr. Jonathan Newcum, William Woods,
Anderson Gray, William B. Parker, John H. Woosley—35.
Wm. O. Hansford, William P. Payne,

Those who voted in the negative, were

Mr. Speaker, (White,) John Ficklin, James H. McDaniel,
Vene P. Armstrong, Abram H. Field, James M. Mitchell,
Elias L. Barbee, George S. Fleming, Hugh Newell,
James C. Belshe, Sidney A. Foss, Joseph Patton,
William A. Brann, John K. Goodloe, Remus Payne,
Robert Browder, George W. Hamilton, H. K. Rachford,
Thomas H. C. Bruce, Wm. H. Hamilton, Newton P. Reid,
Gabriel S. Caldwell, Wilford Lee Harned, Sinclair Roberts,
James L. Caldwell, Pleasant Hines, William E. Russell,
Isaac N. Clement, George M. Jessee, Thomas Shanks,
Oliver Crawford, Madison C. Johnson, Joseph Shawhan,
Edward Crossland, Milton E. Jones, Isaac Smith,
James W. Davis, Hiram Kelsey, William J. Stitt,
Samuel E. DeHaven, Alfred Kendall, Ambrose H. Talbott,
Thomas M. Dickey, William F. Leathers, Charles P. Talbot,
Henry B. Dobyns, James B. Lyne, Benjamin C. Trapnall,
John Donan, John G. Lyon, Joshua T. White,
Blanton Duncan, Willis B. Machen, John C. Wickliffe,
Charles Eaves, Charles A. Marshall, T. C. Winfrey,
John Ellis, Allen L. McAfee, S. Worthington—60.

The question was then taken on concurring in said resolution, and it was disagreed to.

The yeas and nays being required thereon, by Messrs. Gray and Huey, were as follows, viz:

Those who voted in the affirmative, were

William A. Brann, George W. Hamilton, William P. Payne,
Thomas H. C. Bruce, Wm. H. Hamilton, H. K. Rachford,
James L. Caldwell, Madison C. Johnson, Newton P. Reid,
Oliver Crawford, Milton E. Jones, Sinclair Roberts,
Edward Crossland, Hiram Kelsey, William E. Russell,
Samuel E. DeHaven, James B. Lyne, Thomas Shanks,
Thomas M. Dickey, John G. Lyon, Joseph Shawhan,
Henry B. Dobyns, Willis B. Machen, Isaac Smith,
Blanton Duncan, Charles A. Marshall, William J. Stitt,
Charles Eaves, James H. McDaniel, Ambrose H. Talbott,
John Ellis, James M. Mitchell, Charles P. Talbot,
John Ficklin, Hugh Newell, John C. Wickliffe,
George S. Fleming, Joseph Patton, T. C. Winfrey,
Sidney A. Foss, Remus Payne, S. Worthington—43.
John K. Goodloe,

Those who voted in the negative, were

Mr. Speaker, (White,) Curtis Field, Jr., Samuel F. Morse,
William T. Anthony, Anderson Gray, Jonathan Newcum,

Vene P. Armstrong,
Elias L. Barbee,
William A. Barton,
Robert Bates,
James C. Belshe,
Robert Browder,
Erasmus O. Brown,
John M. Burns,
Gabriel S. Caldwell,
Leslie Combs,
Francis M. Daily,
Dillard C. Daniel,
John Donan,
Stephen T. Drane,
Abram H. Field,
Wm. O. Hansford,
Elisha Hardy,
Wilford Lee Harned,
Harvey F. Hensley,
Pleasant Hines,
James K. Huey,
John B. Huston,
James S. Jackson,
George M. Jessee,
Alfred Kendall,
William F. Leathers,
Thos. N. Lindsey,
Allen L. McAfee,
John C. McCreary,
John H. McMillan,
William B. Parker,
Robert Richardson,
John I. Roach,
Elijah G. Sebree,
Wm. B. Skean,
Green Sterett,
Henry Thompson,
Benjamin C. Trapnall,
Joshua T. White,
Richard P. Whitt,
John K. Wilson,
Benjamin M. Winston,
William Woods,
John H. Woosley—50.

Mr. C. Field, jr., moved a reconsideration of the vote disagreeing to said resolution.

And the question being taken thereon, it was decided in the affirmative.

The question was again taken on concurring in said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Jackson and Johnson, were as follows, viz:

Those who voted in the affirmative, were

James C. Belshe,
William A. Brann,
Thomas H. C. Bruce,
Gabriel S. Caldwell,
James L. Caldwell,
Isaac N. Clement,
Oliver Crawford,
Edward Crossland,
James W. Davis,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
Stephen T. Drane,
Blanton Duncan,
Charles Eaves,
John Ellis,
John Ficklin,
Abram H. Field,
Curtis Field, Jr.,
George S. Fleming,
Sidney A. Foss,
John K. Goodloe,
George W. Hamilton,
Wm. H. Hamilton,
Madison C. Johnson,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
John G. Lyon,
Willis B. Machen,
Charles A. Marshall,
James H. McDaniel,
James M. Mitchell,
Peter B. Muir,
Hugh Newell,
Joseph Patton,
Remus Payne,
William P. Payne,
H. K. Rachford,
Newton P. Reid,
Sinclair Roberts,
William E. Russell,
Thomas Shanks,
Joseph Shawhan,
Isaac Smith,
William J. Stitt,
Ambrose H. Talbott,
Charles P. Talbot,
John C. Wickliffe,
T. C. Winfrey,
S. Worthington—52.

Those who voted in the negative, were

Mr. Speaker, (White,)
William T. Anthony,
Vene P. Armstrong,
Elias L. Barbee,
Elisha Hardy,
Wilford Lee Harned,
Harvey F. Hensley,
Pleasant Hines,
William B. Parker,
Robert Richardson,
John I. Roach,
Elijah G. Sebree,

William A. Barton,	James K. Huey,	William B. Skean,
Robert Bates,	John B. Huston,	Green Sterett,
Robert Browder,	James S. Jackson,	Henry Thompson,
Erasmus O. Brown,	George M. Jessee,	Benjamin C. Trapnall,
John M. Burns,	Thomas N. Lindsey,	Joshua T. White,
Leslie Combs,	James B. Lyne,	Richard P. Whitt,
Francis M. Daily,	Allen L. McAfee,	John K. Wilson,
Dillard C. Daniel,	John C. McCreary,	Benjamin M. Winston,
John Donan,	John H. McMillan,	William Woods,
Anderson Gray,	Samuel F. Morse,	John H. Woosley—44.
Wm. O. Hansford,	Jonathan Newcum,	

And then the House adjourned.

WEDNESDAY, DECEMBER 23, 1857.

A message was received from the Senate, announcing that they had passed bills which originated in this House, of the following titles, viz:

An act to incorporate the Odd Fellows Hall Association, of Lexington.

An act to incorporate a second fire company, in the city of Frankfort.

An act to incorporate Walton Lodge, No. 202, of Free and Accepted Masons.

An act to incorporate Bradford Lodge, No. 123, of Free and Accepted Masons.

An act to incorporate Telula Lodge, No. 70, I. O. O. F., in the town of Smithland.

An act for the benefit of Waynesburg Lodge, No. 328, of Ancient York Masons.

An act to amend an act to reduce into one the several acts relating to the town of Taylorsville.

An act providing for the election of the marshal of the city of Louisville.

An act authorizing the election of police judge and marshal for the town of Washington, Mason county.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

An act to incorporate Naomi Lodge, No. 129, I. O. of O. F.

An act to incorporate the Paducah Southern Iron Works.

An act to incorporate the Campbell County Agricultural Society.

Mr. Wickliffe moved a reconsideration of the vote rejecting the bill to amend the law of set-off.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That the further consideration of said bill be postponed until the 4th day of January next.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed a resolution, which originated in this House, in relation to the election of a United States Senator.

1. Mr. Combs presented the petition of certain bond-holders of the city of Maysville, praying the passage of a law authorizing said city to tax its inhabitants to pay said bonds.

2. Mr. Burns presented the petition of James Moore, and sundry citizens of Owsley county, praying the passage of a law authorizing the said Moore to keep a tavern, and retail spirituous liquors without license.

3. Also, the petition of sundry citizens of Paintsville, in the county of Johnson, praying the passage of a law prohibiting the sale of spirituous liquors in said town.

4. Also, the petition of the securities of Joseph Daniels, sheriff of Floyd county, praying to be released from a judgment recovered by the State of Kentucky against said Daniels and his securities.

Which were received, the reading dispensed with, and referred—the 1st and 3d to the committee on the Judiciary, and the 2d and 4th to the committee on Ways and Means.

The Speaker laid before the House the annual report of the Eminence Mutual Insurance Company:

To the General Assembly of Kentucky:

In pursuance of section 20, of the charter of said company, we herewith present to you the following report of the President and Directors of the Eminence Mutual Insurance Company, at their annual meeting on the 7th day of April, 1857.

To the Stockholders of the Eminence Mutual Insurance Company:

We are happy to report to the stockholders, that the company has not had any loss by fire during the year ending on this day, (that is now known of.)

We commenced issuing policies on the 16th of June, 1856. I refer you to the report of the Secretary, which is herewith presented, showing the number of policies issued, the amount of property insured, the amount of premium notes; also, the expenditures of the past year, and the amount of cash now in the Treasurer's hands, all of which is presented to your consideration.

ORVILLE FORD, *President.*

APRIL 7th, 1857.

The following is the secretaries' report:

Since the organization of this company, on the 7th of April, 1856, forty-seven (47) policies have been issued, insuring a sum total of $73,908. The premium notes taken on same amounts to $6,744 86.

Ten per cent. paid on these, amount to - - -		$674 48
And one dollar on each policy, - - - - -		47 00
		721 48
The expenditures during the same time is—		
For books, stationery, &c., - - - -	$67 50	
For printing cards, blanks, &c., - - -	15 05	
For envelopes and stamps, - - - -	1 20	
For salaries, - - - - - -	60 00	
		143 75
Balance on hand, - - - - - - -		577 73

G. KING, *Secretary and Treasurer.*

APRIL 7th, 1857.

Ordered, That the Public Printer forthwith print 150 copies of said report, for the use of the members of the General Assembly.

Mr. Richardson, from the committee on Education, to whom was referred a bill from the Senate, entitled,

An act declaring the office of county judge and common school commissioner incompatible,

Reported the same with an amendment as a substitute for said bill.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Richardson, from the committee on Education, reported the following bills, viz:

A bill for the benefit of R. D. Murray, school commissioner of Hart county.

A bill to regulate the expenditures of the proceeds of sales of vacant lands in the counties of Rockcastle and Laurel.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Richardson, from the committee on Education, reported a bill to amend the charter of Bacon College.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Jackson proposed an amendment to said bill.

And it was decided in the negative.

Mr. C. Field, jr., moved a call of the House.

At half past 11 o'clock, A. M., Mr. Johnson moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Jackson and Duncan, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John B. Huston,	Hugh Newell,
Elias L. Barbee,	Madison C. Johnson,	Robert Richardson,
James C. Belshe,	Alfred Kendall,	Joseph Shawhan,
William A. Brann,	William F. Leathers,	William J. Stitt,
Francis M. Daily,	Allen L. McAfee,	Benjamin C. Trapnall,
John Ellis,	James H. McDaniel,	John C. Wickliffe—19.
James K. Huey,		

Those who voted in the negative, were

William T. Anthony,	Blanton Duncan,	George M. Jessee,
William A. Barton,	Abram H. Field,	Thomas N. Lindsey,
Erasmus O. Brown,	Curtis Field, Jr.,	James B. Lyne,
John M. Burns,	Sidney A. Foss,	John C. McCreary,
James L. Caldwell,	John K. Goodloe,	Peter B. Muir,
Leslie Combs,	William H. Hamilton,	Jonathan Newcum,
Samuel E. DeHaven,	William O. Hansford,	William P. Payne,
John Donan,	Elisha Hardy,	Richard P. Whitt,
Stephen T. Drane,	James S. Jackson,	William Woods—27.

Mr. Huston moved that the further proceedings on the call of the House be dispensed with.

And the question being taken thereon, it was decided in the affirmative.

And then the House adjourned.

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WEDNESDAY, DECEMBER 30, 1857.

There not being a quorum present, Mr. Duncan moved a call of the House.

At 25 minutes after 10 o'clock, A. M., Mr. Anthony moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Goodloe and Richardson, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Henry B. Dobyns,	Thos. N. Lindsey,
Elias L. Barbee,	John Donan,	John C. McCreary,
James C. Belshe,	Abram H. Field,	Joseph Patton,
Joseph M. Boarman,	Wm. O. Hansford,	Newton P. Reid,
Thomas H. C. Bruce,	Harvey F. Hensley,	Benjamin C. Trapnall,
Oliver Crawford,	John B. Huston,	Richard P. Whitt,
Francis M. Daily,	James S. Jackson,	John K. Wilson—21.

Those who voted in the negative, were

Mr. Speaker, (White,)	John K. Goodloe,	William P. Payne,
John M. Burns,	George W. Hamilton,	Robert Richardson,
James L. Caldwell,	Elisha Hardy,	Joseph Shawhan,
Leslie Combs,	James K. Huey,	Green Sterett,
Dillard C. Daniel,	James B. Lyne,	William J. Stitt,
Blanton Duncan,	James M. Mitchell,	Alexander W. Thomas,
John Ellis,	Jonathan Newcum,	John C. Wickliffe,
Curtis Field, Jr.,	Remus Payne,	William Woods—24.

On motion of Mr. Huston—

Ordered, That the further call of the House be suspended.

And then the House adjourned.

THURSDAY, DECEMBER 31, 1857.

A message was received from the Senate, announcing that they had passed a bill from this House of the following title, viz:

An act to incorporate Forest Lodge, No. 308, of Free and Accepted Masons.

1. Mr. Lindsey presented the petition of Thomas S. Theobald, praying the payment of a judgment recovered by said Theobald against the Commonwealth.

2. Mr. Boarman presented the remonstrance of sundry citizens of Marion county, against the formation of a new county out of parts of Marion, Nelson, Hardin and Larue counties.

3. Mr. DeHaven presented the remonstrance of James H. Cole, against the passage of an act authorizing Margaret Broyles, an infant, to dispose of her property by will.

4. Mr. Rachford presented the petition of the citizens of school district, Nos. 4 and 21, in Campbell county, praying the passage of an act uniting said districts in one district.

5. Mr. Brown presented the petition of sundry citizens of Meade county, praying the passage of an act authorizing John Chism to vend spirituous liquors in said county without license.

6. Mr. Burns presented the petition of sundry citizens of Lawrence and Floyd counties, praying that the county line between the counties of Johnson, Pike and Floyd be changed.

7. Mr. Brown presented the petition of sundry citizens of Meade county, praying the establishment of an additional voting place in said county.

8. Also, the petition of sundry citizens of Meade county, praying the establishment of an additional magistrate's district and voting precinct in said county.

9. Mr. Huey presented the petition of Thomas Linley, praying the passage of a law relinquishing the claim of the State upon the estate of D. Farley.

10. Mr. Lindsey presented the petition of sundry citizens of South Frankfort, praying the repeal of the act extending the jurisdiction of the authorities of the city of Frankfort over the territory known as South Frankfort.

11. Mr. Donan presented the petition of sundry citizens of the town of Hardyville, praying the passage of an act for the benefit of said town.

Which were received, the reading dispensed with, and referred—the 1st to the committee on Claims; the 2d, 6th and 10th to the committee on Propositions and Grievances; the 3d and 9th to the committee on the Judiciary; the 4th to the committee on Education; the 5th to the committee on Ways and Means; the 7th and 8th to the committee on Privileges and elections; and the 11th to Messrs. Donan, Duncan and Leathers.

The House resumed the consideration of the bill to amend the charter of Bacon College.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to amend the charter of the city of Covington.

An act for the benefit of Jaques Guedin.

And bills which originated in this House, of the following titles, viz:

An act for the benefit of Philip B. Thompson, of Mercer county.

An act providing for the election of the marshal of the city court of Louisville.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

Leave was given to bring in the following bills, viz:

On motion of Mr. Huey—1. A bill to amend the election law.

On motion of same—2. A bill increasing the jurisdiction of justices of the peace in Calloway county.

On motion of Mr. Duncan—3. A bill to amend the charter of the People's Insurance Company.

On motion of Mr. Rachford—4. A bill to incorporate the Newport Printing Company, in Campbell county.

On motion of Mr. Goodloe—5. A bill for the benefit of Merit S. O'Neal, of Woodford county.

On motion of same—6. A bill for the benefit of Clarke O. Smither, of Woodford county.

On motion of Mr. Lindsey—7. A bill to incorporate the Mortonsville Turnpike road Company.

Ordered, That the committee on the Revised Statutes prepare and bring in the 1st; the committee on the Judiciary the 2d, 5th and 6th; Messrs. Duncan, Lyon and Shanks the 3d; the committee on Education the 4th; and the committee on Internal Improvement the 7th.

Mr. McCreary, from the committee on Internal Improvement, to whom were referred bills from the Senate of the following titles, viz:

An act to incorporate the Lincoln's Run and May's Creek Turnpike road Company, in Washington county.

An act to amend an act incorporating the Hustonville, Liberty and Columbia Turnpike road Company.

An act to amend an act incorporating the Hustonville and Coffey's Mill Turnpike road Company.

An act to incorporate the Buck Creek Bridge Company.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Combs, from the committee on Internal Improvement, to whom was referred a bill from the Senate, entitled,

An act for the benefit of the Danville, Dix River and Lancaster Turnpike road Company,

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported from the several committees appointed to prepare and bring in the same, viz:

By the committee on Education—

1. A bill to incorporate the Methodist Female College, at Covington, Kentucky.

By the committee on Agriculture and Manufactures—

2. A bill to amend an act to incorporate the Union Agricultural and Improvement Association, of Mason and Bracken counties.

By same—

3. A bill to amend the charter of the Kentucky State Agricultural Society.

By the committee on the Revised Statutes—

4. A bill to regulate the weight and measurement of stone-coal.

By same—

5. A bill to amend sub-section 5, of section 10, title 2, Criminal Code.

By same—

6. A bill to amend the Revised Statutes, title Slaves, Runaways, &c., article 5, section 3.

By the committee on the Judiciary—

7. A bill to incorporate Ark Lodge, No. 86, of the I. O. of O. F., at Caseyville, Kentucky.

By same—

8. A bill vesting circuit and chancery courts with jurisdiction to confirm sales of infant slaves, &c.

By the committee on Internal Improvement—

9. A bill to amend the charter of the Kentucky River Turnpike road Company.

By same—

10. A bill to amend the 4th section of an act to amend an act to establish the sinking fund in Bourbon county, approved March 10, 1856.

By Mr. Lindsey—

11. A bill in relation to the fees of constables, in Franklin county.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 2d, 6th, 7th, 8th, 9th, 10th and 11th were severally ordered to be engrossed and read a third time; the 3d and 4th were made the special order of the day for the 9th of January; and the 5th was made the special order of the day for the 11th of January.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 6th, 7th, 8th 9th, 10th and 11th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Ordered, That the Public Printer forthwith print 150 copies of the

3d, 4th and 5th bills, for the use of the members of the General Assembly.

Mr. Lindsey, from the committee on the Revised Statutes, who were appointed to prepare and bring in the same, reported a bill to amend section 6, article 5, chapter 55, of the Revised Statutes.

Which was read the first time and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the negative.

And so said bill was rejected.

Mr. Wickliffe, from the committee on Propositions and Grievances, who were appointed to prepare and bring in the same, reported a bill imposing a tax on billiard tables and bowling saloons.

Which was read the first time, and ordered to be read a second time

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with,

Said bill was then amended.

Ordered, That said bill, as amended, be recommitted to the committee on Propositions and Grievances.

Mr. C. Field, jr., moved the following resolution, viz:

Resolved, That the committee on the Judiciary be requested to ascertain and report what legislation, if any, is necessary under article 2, section 19, of the constitution, to enable a minority, in either branch of the General Assembly, to compel attendance of its members; and that they report by bill or otherwise.

Which was adopted.

And then the House adjourned.

FRIDAY, JANUARY 1, 1858.

A message was received from the Senate, announcing their concurrence in an amendment proposed by this House to a bill from the Senate, entitled,

An act declaring the office of county judge and common school commissioner incompatible.

That they had passed bills from this House of the following titles, viz:

An act to change the time of holding the Bourbon county quarterly court.

An act to change the time of holding the Clay county quarterly court.

An act for the benefit of Eliphus Johnson, of Johnson county.

An act for the benefit of James D. Ballard.

An act for the benefit of John S. Adams.

An act to incorporate the Madison Female School.

An act for the benefit of B. D. Beall, late clerk of the Campbell county and circuit courts.

An act for the benefit of George Parker and A. J. M. Thompson, late sheriffs of Union county.

With amendments to the two last named bills.

That they had passed bills of the following titles, viz:

An act to amend an act, entitled, an act to amend the laws relating to the county levy of Kenton county, approved February 5, 1856.

An act to amend an act, entitled, an act to amend the laws regulating the Wilderness road.

1. Mr. C. Field, jr., presented the remonstrance of sundry citizens of Madison county, against the formation of a new county out of part of said county.

2. Also, the petition of J. W. Vanwinkle and Lewis Davis, praying for the formation of a new county out of parts of Madison and other counties.

3. Also, the petition of Richard P. Fox and Galen White, praying that they may be permitted to dispose of certain slaves, without incurring the penalties of the law.

4. Mr. W. H. Hamilton presented the remonstrance of sundry citi-

zens of Larue county, against the formation of a new county out of parts of Nelson, Hardin, Marion and Larue counties.

5. Mr. Lindsey presented the petition of Sanford Goins, praying an allowance for ammunition furnished and firing salutes on the 8th of January and 22d of February, 1857.

6. Mr. Dickey presented the petition of sundry citizens of the counties of Allen, Barren and Monroe, praying a repeal of the law making Big Barren river a navigable stream above the mouth of Peter's creek.

7. Mr. Wickliffe presented the petition of sundry citizens of Nelson county, praying the passage of an act allowing Gideon Barnes and Christopher Boone to erect a fish dam across Beech fork.

8. Mr. Jessee presented the petition of sundry citizens of the town of New Castle, praying the passage of an act for the benefit of Thos. Rodman and Mrs. Mary J. Gist.

9. Mr. Combs presented the remonstrance of sundry citizens of Estill county, against the formation of a new county out of the counties of Estill, Laurel, Rockcastle, Owsley, Clay and Madison.

10. Mr. Richardson presented the petition of Miles Greenwood, praying an appropriation of $6,491 58, for warming apparatus furnished the Lunatic Asylum at Lexington.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, 7th, 8th and 9th to the committee on Propositions and Grievances; the 5th and 10th to the committee on Claims; and the 6th to the committee on Internal Improvement.

Mr. Huston, from the committee on the Judiciary, to whom was referred leave to bring in a bill to branch the court of appeals, asked to be discharged from the further consideration of the same.

Which was granted.

Mr. Crossland, from the committee on County Courts, to whom was referred a bill from the Senate, entitled,

An act concerning ferries in Cumberland county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Claims—

A bill for the benefit of Samuel I. M. Major.

By the committee on County Courts—

A bill to change the time of holding the quarterly courts in Russell county.

By same—

A bill to change magistrates' district, No. 2, in Washington county.

By Mr. Duncan—

A bill to amend the charter of the People's Insurance Company.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Burns, from the committee on Enrollments, reported that they had examined enrolled bills from the Senate, of the following titles, viz:

An act to amend the several acts giving to the county court of Madison power to subscribe stock in turnpike road companies in said county.

An act, entitled, an act to amend an act incorporating the Bloomfield and Springfield Turnpike road Company, approved January 23, 1854.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

The House, according to order, took up for consideration the bill to prevent runaway marriages.

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That any person who elopes with a white girl under the age of eighteen years, such girl being a citizen or resident of this state, with intent to marry her, without the consent of the person authorized by law to give such consent, and does not marry her, shall be guilty of a misdemeanor, and punished by fine and imprisonment.

§ 2. That hereafter, when any person shall elope with a white girl under the age of twenty-one years, such girl being a citizen or resident of this state, and shall marry such girl without the consent of the person authorized by law to give such consent, then such marriage shall not confer on the husband right to any property held by the wife at the time of such marriage, or thereafter coming to her by descent or purchase or otherwise, until she is twenty-one years old, but the same shall be held and managed by a guardian or trustee, other than the husband, for the sole and separate use of the wife and her children, if any, as in the case of other minors; nor shall the husband take any interest, by way of courtesy, descent, distribution, or survivorship, in any property of the wife, or any of her children, upon the death of any of said children, or of the wife before she attains the age of twen-

ty-one years; but the same shall pass to the wife's kindred, according to law, or according to the instrument under which the wife or child holds.

§ 3. That the female minor, married as herein named, may, at any time during her minority, sue for and obtain a divorce and alimony, and be restored to every right of property, and all the privileges of an unmarried woman, upon the ground that she was so married without the consent of the person authorized by law to give such consent; and such suit may be instituted in the circuit court of the county of her residence.

Mr. Lindsey moved to amend said bill, by striking out the 1st section and inserting in lieu thereof the following, viz:

That any person who elopes with a white girl under eighteen years of age, such girl being a citizen and resident of this state, under the pretence of marrying her, without the consent of the person authorized by law to give such consent, and who shall not, in good faith, marry her, according to the law of the place where the marriage ceremony is performed, and by a person legally authorized to marry, or shall seduce her, and is prevented from marrying her afterwards, from any cause, he shall be held and deemed guilty of felony, and, on conviction thereof, shall be imprisoned in the penitentiary of the state, for not less than six months nor more than five years, in the discretion of a jury.

Mr. Jessee moved to lay said bill and amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Jessee and Huey, were as follows, viz:

Those who voted in the affirmative, were

Elias L. Barbee,	Henry B. Dobyns,	John H. McMillan,
Robert Bates,	John Donan,	Jonathan Newcum,
James C. Belshe,	John Ellis,	William B. Parker,
Thomas H. C. Bruce,	John Ficklin,	Joseph Patton,
John M. Burns,	Wm. H. Hamilton,	Green Sterett,
Oliver Crawford,	Elisha Hardy,	Charles P Talbot,
Dillard C. Daniel,	George M. Jessee,	Henry Thompson,
James W. Davis,	William F. Leathers,	Richard P. Whitt,
Thomas M. Dickey,	Allen L. McAfee,	Benj. M. Winston—27.

Those who voted in the negative, were

Mr. Speaker, (White,)	Anderson Gray,	James M. Mitchell,
William T. Anthony,	George W. Hamilton,	Remus Payne,
Vene P. Armstrong,	Wm. O. Hansford,	William P. Payne,
Joseph M. Boarman,	Wilford Lee Harned,	H. K. Rachford,
William A. Brann,	Harvey F. Hensley,	Newton P. Reid,
Erasmus O. Brown,	Pleasant Hines,	Robert Richardson,
James L. Caldwell,	James K. Huey,	Thomas Shanks,
Braxton W. Chamblin,	John B. Huston,	Joseph Shawhan,
Leslie Combs,	James S. Jackson,	Wm. B. Skean,

Edward Crossland,	Hiram Kelsey,	William J. Stitt,
Samuel E. DeHaven,	Alfred Kendall,	Alexander W. Thomas,
Stephen T. Drane,	Thos. N. Lindsey,	Benjamin C. Trapnall,
Blanton Duncan,	James B. Lyne,	John C. Wickliffe,
Charles Eaves,	John G. Lyon,	John K. Wilson,
Abram H. Field,	Willis B. Machen,	William Woods.
Sidney A. Foss,	John C. McCreary,	John H. Woosley—50.
John K. Goodloe,	James H. McDaniel,	

The question was then taken on the adoption of the amendment proposed by Mr. Lindsey,

And it was decided in the negative.

Sundry amendments were then proposed to said bill.

Ordered, That said bill and amendments be recommitted to the committee on the Judiciary.

And then the House adjourned.

SATURDAY, JANUARY 2, 1858.

A message was received from the Senate, announcing their concurrence in an amendment proposed by this House, to a bill which originated in the Senate, entitled,

An act for the benefit of the Danville, Dix River and Lancaster Turnpike road Company,

That they had passed bills and a resolution of the following titles, viz:

An act to change the time of holding the circuit, equity and criminal courts of the first judicial district.

An act to incorporate the McCracken county Agricultural and Mechanical Association.

A resolution in relation to the appointment of a committee to examine the Lunatic Asylum at Lexington.

And that they had received official information from the Governor that he had approved and signed bills which originated in the Senate, of the following titles, viz:

An act to amend the charter of the city of Covington.

An act for the benefit of Jaques Guedin.

1. Mr. Newcum presented the petition of sundry citizens of Mount Gilead, in Pulaski county, praying a repeal of the law prohibiting the sale of ardent spirits in said town and vicinity.

2. Mr. Hines presented the remonstrance of sundry citizens of Barren, Monroe and Allen counties, against the repeal of the law declaring Big Barren river a navigable stream above the mouth of Peter's creek.

3. Mr. Newcum presented the petition of sundry citizens of Laurel county, praying the establishment of an additional voting precinct in said county.

4. Mr. Machen presented the petition of the trustees of the town of Eddyville, praying the passage of an act for the benefit of said town.

5. Mr. Lyne presented the petition of the members of the bar of Henderson, praying an extension of the terms of the Henderson circuit court.

Which were received, the reading dispensed with, and referred—the 1st and 4th to the committee on the Judiciary; the 2d to the committee on Internal Improvement; the 3d to the committee on Privileges and Elections; and the 3d to Messrs Lyne, Jackson and Parker.

The Speaker laid before the House the report of the Kentucky Institution for the Education of the Blind.

[*For Report—see Legislative Documents.*]

Ordered, That the Public Printer forthwith print 1500 copies of said report—500 for the use of the members of the General Assembly, and 1000 copies for the use of the Institution.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By Mr. Newcum—

1. A bill to change the law in relation to the sale of spirituous liquors, by distillers.

By Mr. White—

2. A bill to change the place of voting in district No. 2, in Ballard county.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the 1st was referred to the committee on Revised Statutes, and the 2d was ordered to be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of

the 2d bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. DeHaven—

Ordered, That Mr. C. Field, jr., be added to the committee on the Judiciary.

Leave was given to bring in the following bills, viz:

On motion of Mr. Anthony—1. A bill to change the time of holding the quarterly court in Allen county.

On motion of Mr. Dickey—2. A bill to establish equity and criminal courts in the fourth judicial district.

On motion of same—3. A bill for the benefit of Travis Cockrell, clerk of the Barren county court.

On motion of Mr. Chamblin—4. A bill to change the mode of appointing trustees for Morgan Academy, in Boone county.

On motion of same—5. A bill for the benefit of the late sheriff of Boone county.

On motion of same—6. A bill to amend the charter of the Burlington and Florence turnpike road.

On motion of Mr. G. W. Hamilton—7. A bill to amend the charter of the town of Foster, in Bracken county.

On motion of same—8. A bill to amend the charter of the Bracken Academy.

On motion of same—9. A bill to repeal the law prohibiting fishing in the North fork of Licking river.

On motion of same—10. A bill for the benefit of common school district, No. 24, in Bracken county.

On motion of same—11. A bill to regulate the fees of sheriffs.

On motion of Mr. Rachford—12. A bill to repeal the law establishing additional terms of the Campbell quarterly court.

On motion of Mr. W. P. Payne—13. A bill to charter a turnpike road from Liberty to the Russell Springs.

On motion of same—14. A bill to charter a turnpike road from Columbia to the Russell Springs.

On motion of same—15. A bill to charter a turnpike road from Liberty to Bradfordsville

On motion of Mr. Huston—16. A bill to change the time of holding the Breathitt, Estill and Owsley circuit courts.

On motion of Mr. Hensley—17. A bill providing for the removal of obstructions to the navigation of the Kentucky river.

On motion of Mr. Winfrey—18. A bill the more effectually to protect the rights of married women.

On motion of Mr. Jackson—19. A bill to incorporate the Newstead Turnpike road Company.

On motion of Mr. Crawford—20. A bill to have the line between Estill and Owsley counties run and established.

On motion of Mr. Lindsey—21. A bill for the benefit of common schools in Franklin county.

On motion of same—22. A bill prohibiting the sale of spirituous liquors to cadets of the Kentucky Military Institute.

On motion of Mr. McDaniel—23. A bill to establish a police court in the town of Warsaw.

On motion of same—24. A bill to change the time of holding the spring term of the Gallatin circuit court.

On motion of Mr. Woods—25. A bill authorizing county courts to sell and purchase poor-house lands.

On motion of same—26. A bill regulating the compensation of county judges.

On motion of same—27. A bill authorizing county courts to establish work-houses.

On motion of same—28. A bill limiting the power of the county judge, in making appropriations.

On motion of Mr. Patton—29. A bill for the benefit of school district, No. 50, in Greenup county.

On motion of same—30. A bill to amend the road law in the county of Greenup.

On motion of Mr. Armstrong—31. A bill to amend the charter of the Louisville and Elizabethtown Turnpike Road Company.

On motion of same—32. A bill declaring Salt river a navigable stream, from the mouth of the Rolling Fork to the town of Shepherdsville.

On motion of Mr. Harned—33. A bill for the benefit of counties that have subscribed stock to railroads.

On motion of Mr. Newell—34. A bill to amend the law concerning the right of property set apart to widows, as dower.

On motion of Mr. Jessee—35. A bill to charter a turnpike road from New Castle to Carrollton.

On motion of same—36. A bill to change the time of holding the county courts of Henry county.

On motion of same—37. A bill to revive the charter of the town of Lockport, in Henry county.

On motion of Mr. Crossland—38. A bill to amend the law in relation to the entry of sectionized lands, west of Tennessee river.

On motion of same—39. A bill to incorporate the town of Monticello, in Fulton county.

On motion of same—40. A bill for the benefit of G. W. Rennick, late clerk of the Hickman circuit and county courts.

On motion of same—41. A bill to incorporate the Methodist church at Clinton.

On motion of Mr. McAfee—42. A bill to change the time of holding the quarterly courts of Jessamine county.

On motion of same—43. A bill amending the charter of Bethel Academy, in the county of Jessamine.

On motion of Mr. Burns—44. A bill to amend the law in relation to county court judges.

On motion of same—45. A bill to increase the jurisdiction of justices of the peace.

On motion of same—46. A bill to amend the law in relation to the sale and drinking of spirituous liquors.

On motion of Mr. Richardson—47. A bill to amend the charter of the Covington Library Association.

On motion of same—48. A bill to incorporate the Star Fire Company, of the city of Frankfort.

On motion of same—49. A bill for the benefit of George Lewis, of Kenton county.

On motion of Mr. W. H. Hamilton—50. A bill to change the voting place in district No. 4, in Larue county.

On motion of Mr. Newcum—51. A bill to repeal article 2, chapter 93, of the Revised Statutes, in relation to the importation of slaves into this State.

On motion of same—52. A bill for the benefit of Parker Williamson and Lucinda Anderson, of Rockcastle county.

On motion of same—53. A bill to regulate the appointment of a toll-gate keeper and overseer on the Crab Orchard fork of the Wilderness turnpike road, in Rockcastle county.

On motion of Mr. Roberts—54. A bill for the benefit of Jesse Graham, of Lawrence county.

On motion of Mr. Bates—55. A bill for the benefit of the wife and son of free Jo, of Letcher county.

On motion of Mr. Huey—56. A bill to amend the law in relation to common schools.

On motion of Mr. Shanks—57. A bill to amend the mechanics' lien law.

On motion of Mr. C. Field, jr.—58. A bill in relation to turnpike roads, bridges, &c.

On motion of same—59. A bill to charter the Richmond and Boonsboro' Turnpike road Company.

On motion of Mr. Brown—60. A bill for the benefit of John Chism, Sr.

On motion of same—61. A bill establishing an additional voting precinct in Meade county.

On motion of Mr. Trapnall—62. A bill to amend article 21, chapter 28, of Revised Statutes.

On motion of same—63. A bill to amend the law in regard to tavern keepers.

On motion of Mr. McMillan—64. A bill to increase the jurisdiction of justices of the peace.

On motion of same—65. A bill to establish a chancery term in Monroe county.

On motion of Mr. Daniel—66. A bill to incorporate the Montgomery Library Association.

On motion of same—67. A bill to amend the charter of the North Middletown, Mount Ida and Mount Sterling road.

On motion of same—68. A bill to incorporate Alma Lodge, No. 322, of Free and Accepted Masons, at Camargo, Montgomery county.

On motion of Mr. Reid—69. A bill for the benefit of George and Mary Brown, of Morgan county.

On motion of same—70. A bill for the benefit Francis Garrett, clerk of the Morgan county court.

On motion of same—71. A bill to make the offices of common school commissioner and county attorney incompatible.

On motion of Mr. Eaves—72. A bill allowing additional compensation to the takers up of runaway slaves, when captured in a free State.

On motion of same—73. A bill to regulate the allowances made to master and other commissioners, in circuit and chancery courts.

On motion of Mr. Wickliffe—74. A bill to incorporate the Bardstown and Chaplintown Turnpike road Company.

On motion of same—75. A bill for the benefit of French G. Slaughter, of Nelson county.

On motion of Mr. Brann—76. A bill to establish a police court in the town of Falmouth.

On motion of same—77. A bill to amend an act incorporating the Simpson Seminary.

On motion of Mr. Barbee—78. A bill to change the time of holding the February and August terms of the Green county court.

On motion of same—79. A bill to amend the act, entitled, an act supplemental to an act appropriating the revenue of Muldrough's Hill turnpike road to Taylor county.

On motion of Mr. Roach—80. A bill to incorporate the Canton, Cadiz and Hopkinsville Turnpike road Company.

On motion of Mr. Hines—81. A bill to change the October term of the Warren quarterly court.

On motion of Mr. Wilson—82. A bill to incorporate the Maxville, Thompsonville and Springfield Turnpike road Company, in Washington county.

On motion of Mr. Skean—83. A bill for the benefit of James Faulkner, of Whitley county.

On motion of same—84. A bill to repeal an act incorporating the town of Williamsburg, in Whitley county.

On motion of Mr. Goodloe—85. A bill requiring railroads to be fenced on both sides.

On motion of same—86. A bill for the benefit of Wm. Strobridge.

On motion of Mr. Leathers—87. A bill for the benefit of Samuel Coke, of Mercer county.

On motion of Mr. A. H. Talbott—88. A bill to increase the salary of the assistant secretary of state.

Ordered, That the committee on County Courts prepare and bring in the 1st, 3d, 12th, 25th, 26th, 27th, 28th, 36th, 42d, 44th and 78th; the committee on the Judiciary the 2d, 7th, 9th, 18th, 34th, 48th, 55th, 64th, 75th and 84th; the committee on Education the 4th, 8th, 10th, 21st, 22d, 29th, 43d, 47th, 56th, 66th, 71st and 77th; the committee on Ways and Means the 5th, 40th, 54th and 60th; the committee on Internal Improvement the 6th, 13th, 14th, 15th, 17th, 19th, 30th, 31st, 32d, 33d, 35th, 53d, 58th, 59th, 79th, 80th and 82d; the committee on the Revised Statutes the 11th, 38th, 45th, 46th, 51st, 57th, 62d, 63d, 72d and 85th; the committee on Circuit Courts the 16th, 24th and 65th; the committee on Propositions and Grievances the 20th, 37th, 68th and 83d; Messrs. McDaniel, Huston and Armstrong the 23d; Messrs. Crossland, Morse and Clement the 39th; the committee on Religion the 41st and 52d; Messrs. Richardson, Ellis and Morse the 49th; Messrs. W. H. Hamilton, Parker and McAfee the 50th; the committee on Privileges and Elections the 61st; Messrs. Daniel, Huston and Johnson the 67th; Messrs. Reid, Lindsey and Goodloe the 69th; Messrs. Reid, Brown and Burns the 70th; the committee on the Codes of Practice the 73d; Messrs. Wickliffe, Wilson and Leathers the 74th;

Messrs. Brann, Kendall and Kelsey the 76th; Messrs. Hines, Browder and Eaves the 81st; the committee on Claims the 86th and 87th; and the committee on Public Offices the 88th.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act placing the control of the State road in Whitley county in the county court of said county.

An act to authorize the Calloway county court to change the State road from Aurora to Murray.

An act for the benefit of the circuit and county court clerks of this Commonwealth.

Also bills from this House of the following titles, viz:

An act to incorporate Walton Lodge, No. 202, of Free and Accepted Masons.

An act to incorporate a second fire company, in the city of Frankfort.

An act for the benefit of James H. Parker, clerk of Campbell county court.

An act changing the time of holding the March term of the Oldham quarterly court.

An act to amend an act to reduce into one the several acts relating to the town of Taylorsville.

An act for the benefit of school district, No. 13, in the county of Oldham.

An act to amend the charter of the Harrod's Creek Academy.

An act repealing an act for the benefit of the trustees of Prestonsburg.

An act for the benefit of Mrs. Eleanor Aberdeen.

An act for the benefit of S. D. Winterbower, late deputy sheriff of Hardin county.

An act for the benefit of Nimrod Harris and George W. Tompkins, late sheriffs of Mercer county.

An act for the benefit of William Mynhier, late sheriff of Morgan county.

An act to incorporate Telula Lodge, No. 70, I. O. O. F., in the town of Smithland.

An act for the benefit of Waynesburg Lodge, No. 328, of Ancient York Masons.

An act to incorporate Bradford Lodge, No. 123, of Free and Accepted Masons.

An act to amend the laws allowing fees to justices.

An act for the benefit of E. P. Hill's administrator.

An act for the benefit of Robt. Bates, late sheriff of Letcher county.

An act to incorporate the Odd Fellows Hall Association, of Lexington.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

The amendments proposed by the Senate to bills from this House, of the following titles, viz:

An act for the benefit of George Parker and A. J. M. Thompson, late sheriffs of Union county.

An act for the benefit of B. D. Beall, late clerk of the Campbell county and circuit courts.

An act authorizing the election of police judge and marshal for the town of Washington, Mason county.

Were taken up, twice read, and concurred in.

Bills from the Senate of the following titles, viz:

1. An act to change the time of holding the circuit, equity and criminal courts in the first judicial district.

2. An act to incorporate the McCracken county Agricultural and Mechanical Association.

3. An act to amend an act, entitled, an act to amend the laws regulating the Wilderness road.

4. An act to incorporate Naomi Lodge, No. 129, I. O. of O. F.

5. An act to incorporate the Paducah Southern Iron Works.

6. An act to incorporate the Campbell County Agricultural Society.

7. An act to amend an act, entitled, an act to amend the laws relating to the county levy of Kenton county, approved February 5, 1856.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the 1st was referred to the committee on Circuit Courts; the 2d, 5th and 6th to the committee on Agriculture and Manufactures; the 3d to Messrs. C. Field, jr., Newcum and Davis; the 4th was ordered to be read a third time; and the 7th was referred to the committee on County Courts.

The rule of the House, constitutional provision, and third reading of the 4th bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Huston moved the following resolution, viz:

Resolved, That the use of this hall be tendered to the convention of the democratic party, to be held on the 8th instant.

Which was adopted.

Mr. Lindsey moved the following resolution, viz:

Resolved, That the committee on Banks be instructed to inquire into the propriety of extending the charter of the Bank of Kentucky, with the consent of the stockholders thereof.

Which was adopted.

Mr. Lindsey read and laid upon the table the following resolutions, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That as the people of any territory of the United States have the right to establish or reject slavery, in forming a state government, the citizens of the non-slaveholding states ought to acquiesce in the right of the citizens of the slaveholding states to remove into the territories with their slaves.

Resolved further, That a faithful execution of the fugitive slave law—a non-interference with slavery where it exists in the states, by citizens of the non-slaveholding states—a non-interference with the slave owner in the territories while territories, and the condemnation and rejection for office of the politicians of all parties who shall hereafter attempt to agitate the subject of slavery, or make it a question in elections for officers of the United States, would restore peace and harmony to the states and people thereof.

Resolved further, That the citizens of Kentucky, when the people of the northwest were beset by savages, did not stop to discuss moral questions as to whether the whites were not attempting to oppress the Indians and deprive them of their lands, or whether Indians were not suited to live with the whites and amalgamate with them, but left their brethren to determine these questions for themselves, and united with them in compelling peace, and a removal of the savages. In view of this example, we ask the people of the free states of the Union, and particularly those of the northwest, for aid and assistance in executing the fugitive slave law, and for non-interference with slavery where it exists in the states.

Resolved further, That the two great parties of 1852 pledged themselves in their conventions that the subject of slavery had been fully settled by the compromises of 1850, by which they were willing to abide. But regardless of these pledges, the politicians did afterwards agitate the question with no good motive or purpose, but which resulted in the Kansas and Nebraska bill, and our opinion now is, that the question should rest where it is, and every person, of any party, who attempts again to agitate it, should be rebuked and condemned as a disturber of the peace.

Resolved further, That the constitution of the United States gives congress the power of providing for the naturalization of aliens, and thereby making them citizens of the United States—and as congress has prescribed the mode by law—it is the opinion of this general assembly, that the states do not possess the power to confer on an alien the rights of citizenship, and none others should be voters; and those states who allow aliens to vote are disregarding their obligations to the constitution of the United States, and laws of congress made in pursuance thereof.

Resolved further, That congress has, in our opinion, erred greatly in allowing any others than citizens of the United States to vote in the territories organized by acts of congress, and that all laws allowing persons to vote, not citizens, ought to be repealed.

Resolved further, That it is the opinion of this general assembly that the congress of the United States has the power to prohibit the crime of polygamy in the territory of Utah, and to punish the offense by suitable laws, enacted for the purpose; and that they ought immediately to take steps to put an end to a crime so revolting to the moral sense of the civilized world.

Resolved further, That the exercise of the power of annexing foreign territory, and the people thereof, by treaty or by conquest, is of doubtful authority, and gives to the President of the United States and the Senate a dangerous power; that the constitution of the United States ought so to be amended as to authorize annexation by congress, or have the power denied.

Resolved further, That the public lands belonging to the United States are the common property of the Union; that after allowing liberal donations for public purposes—such as the erection of public buildings in the territories—the endowment of schools, and the making of necessary roads through the lands in the states and territories where they lie—and the defraying of the expenses of surveying and bringing the lands into market, and making sale thereof, the surplus thereof should be sold and the proceeds distributed amongst the several states, in proportion to federal population, for school or internal improvement purposes, or be paid into the public treasury to defray the current expenses of the United States; and that the system now practiced by congress of giving them to the states and territories in which they lie, to be given by them to railroad companies and other corporations—to colleges, schools, and other institutions—to the exclusion of the other states from similar appropriations, is unjust, and in the opinion of this general assembly ought to be discontinued.

Resolved further, That it is the opinion of this general assembly that no constitution adopted by any convention in Kansas to make a state thereof, ought to be sanctioned by congress until it has, in every part, been submitted to the decision of a majority of the qualified voters of the territory.

Resolved further That conventions, caucuses, and other assemblages, not provided for by law, now govern in designating who shall or shall not be candidates to fill the high offices of the country—that, in our opinion, the constitution of the United States ought so to be amended as to provide for the election of President and Vice President of the United States, by a direct vote of the people; and that candidates therefor should be required to submit their names to the legally qualified voters, and not to conventions, caucuses, and assemblages having no legal authority to control elections.

Resolved further, That copies of the foregoing resolutions be sent by the governor of this commonwealth to the executives of the several states and territories, to the President of the United States, and each of our senators and representatives in congress, to be laid before the legislatures and before congress.

Mr. McAfee moved the following resolution, viz:

Resolved, That the committee on Internal Improvement be requested to inquire into the practicability of getting state aid, for the continuation of the improvement of the Kentucky river by locks and dams, and report by bill or otherwise.

Which was adopted.

Mr. Huey moved the following resolution, viz:

Resolved, That the committee on the Judiciary be requested to examine the law in reference to free negroes, committed to jail as runaway slaves, and if no provision is made for the jailers of this commonwealth, as to who should be responsible to them for their fees, in the event of said commitment; and that they report by bill or otherwise.

Which was adopted.

Mr. Goodloe moved the following resolution, viz:

Resolved, That the committee on the Judiciary inquire into the expediency of altering the present mode of raising revenue for county purposes, giving the county courts, instead of the power now possessed, authority to levy an *ad valorem* tax on the same property now taxed for state purposes; and report by bill or otherwise.

Which was adopted.

Mr. Wickliffe moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That his Excellency, the Governor, be requested to order a salute to be fired on the 8th of January instant, in honor of the glorious victory won at New Orleans, by the American army under Major General Andrew Jackson, over the enemies of our common country; and on the 22d of February next, in honor of the birthday of Washington.

Which was adopted.

Mr. Eaves moved the following resolution, viz:

Whereas, experience has proven that the circulation of small paper money drives away all hard money of equal denomination, and that the mass of counterfeits consists of small notes; wherefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That it would conserve the interests of the good people of this commonwealth, meet their cordial approbation, and prove a public benefaction, for the banks of this state not to issue or put into circulation hereafter any bank note under the denomination of five dollars.

Which was adopted.

Mr. C. Field, jr., moved the following resolution, viz:

Resolved, That the committee on County Courts be instructed to ascertain and report whether or not there is any law in force prohibiting the jailers of this commonwealth from placing persons in the county jails, without a mitimus from an officer authorized to issue the same, and if not, that they report a bill imposing a penalty for the offense.

Which was adopted.

The House then took up the resolution from the Senate in relation to the appointment of a committee to examine into the condition of the Lunatic Asylum, at Lexington.

Which was twice read and concurred in.

And then the House adjourned.

MONDAY, JANUARY 4, 1858.

A message was received from the Senate, announcing their disagreement to a bill from this House, entitled,

An act to amend the charter of the Maysville and Lexington Railroad Company.

That they had passed bills from this House of the following titles, viz:

An act to amend an act, entitled, an act to amend an act incorporating the town of Raywick.

An act to create the office of inspector of imported lumber, in the city of Louisville.

An act in relation to the fees of constables, in Franklin county.

That they had passed bills of the following titles, viz:

An act to incorporate the Kentucky river Mosely Iron Bridge Erecting Company.

An act for the benefit of Benjamin F. Gambell.

An act for the benefit of Eleanor G. Vance.

An act to incorporate Zion Baptist Church and Zion Baptist Seminary.

An act for the benefit of A. J. Fleming.

An act for the benefit of Ralph Cotton and John Gardner, of Nelson county.

And that they had received official information from the Governor that he had approved and signed bills which originated in the Senate, of the following titles, viz:

An act to amend the several acts giving to the county court of Madison power to subscribe stock in turnpike road companies in said county.

An act, entitled, an act to amend an act incorporating the Bloomfield and Springfield Turnpike road Company, approved January 23, 1854.

Mr. Charles D. Pennebaker, the member returned to serve in this House from the city of Louisville, in the place of P. B. Muir, resigned, appeared, was qualified, and took his seat.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act for the benefit of Philip B. Thompson, of Mercer county.

An act providing for the election of the marshal of the city court of Louisville.

1. Mr. Browder presented the petition of Sampson M. Johnson, praying permission to sell a negro boy.

2. Mr. Leathers presented the petitions of sundry citizens of Anderson, Mercer, Washington, Nelson and Spencer counties, praying the establishment of a new county out of parts of said counties.

3. Mr. Worthington presented the petition of sundry citizens of the town of Minerva, in Mason county, praying an amendment to the charter and an extension of the limits of said town.

4. Mr. Chamblin presented the petition of sundry citizens of Boone county, praying an appropriation to A. K. Gaines and James Marshall, for money expended in attempting to recover fugitive slaves.

5. Mr. Sterett presented the petition of sundry citizens of Hancock county, praying the establishment of an additional magistrates' district in said county.

6. Mr. W. H. Hamilton presented the remonstrance of sundry citizens of Larue county, against the formation of a new county out of parts of Nelson, Marion, Hardin and Larue counties.

7. Mr. Brown presented the remonstrance of Alanson Moreman, against the passage of an act for the benefit of Ira H. Stout and wife.

8. Mr. Newell presented the petition of sundry citizens of Harrison county, praying that Joseph C. Stewart be permitted to sell liquors without license.

9. Mr. Huey presented the petition of sundry citizens of Marshall county, praying a change in the state road leading from Aurora to Paducah.

10. Mr. Shawhan presented the petition of A. S. David and others, praying that said David be permitted to peddle without license.

Which were received, the reading dispensed with, and referred—the 1st to Messrs. Browder, Hines and Winfrey; the 2d, 3d, 6th, 9th and 10th to the committee on Propositions and Grievances; the 4th to the committee on Claims; the 5th to the committee on Privileges and Elections; the 7th to the committee on the Judiciary; and the 8th to the committee on Ways and Means.

On motion of Mr. J. L. Caldwell, leave was given him to bring in a bill to amend the act incorporating the Shelbyville Fire, Life, and Marine Insurance Company.

Ordered, That the same be referred to the committee on the Judiciary.

Mr. Wickliffe, from the committee on Propositions and Grievances, asked to be discharged from the further consideration of a leave to bring in a bill for the relief of G. W. Miller, of Hickman county.

Which was granted.

Mr. Armstrong, from the committee on Claims, asked to be discharged from the further consideration of the leave to bring in bills of the following titles, viz:

A bill for the benefit of John T. Weaver.

A bill for the benefit of D. A. Weaver.

Which was granted.

Mr. Machen, from the committee on the Judiciary, asked to be discharged from the further consideration of a leave to introduce a bill to amend an act in relation to the attendance of witnesses in circuit and quarterly courts.

Which was granted.

Mr. Kelsey, from the same committee, asked to be discharged from the further consideration of leave to bring in the following bills, viz:

A bill to change the present mode of compensating county attorneys.

A bill to change the present mode of compensating commonwealth attorneys.

Which was granted.

Mr. Machen, from the committee on the Judiciary, to whom was referred a bill from the Senate, entitled,

An act to amend the charter of the Franklin Insurance Company.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Machen, from the same committee, to whom was referred bills from the Senate of the following titles, viz:

An act to amend an act, entitled, an act to regulate the duties of county and Commonwealth's attorneys.

An act for the benefit of Thomas P. Smith.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision. and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Machen, from the same committee, to whom was referred a bill to allow John Gearen, of Calloway county, to peddle without license,

Reported the same without amendment.

Said bill reads as follows, viz:

Whereas, it is represented to the general assembly that John Gearen, of Calloway county, has a wife and several small children; and being a cripple for life, is unable to labor for their support; therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That said John Gearen be permitted to peddle in the county of Calloway, for the period of two years from and after the passage of this act, without obtaining license for the same, or incurring the penalties annexed to the law now in force on that subject. This act shall take effect from and after its passage.

Mr. Burns moved to amend the bill by adding the following section, viz:

That the provisions of this act shall apply to John M. Burnett and Jas. A. Reynolds, of Floyd county, Thomas Lane, of Greenup county, and Thomas Rainey, of Johnson county.

Mr. Huston objected to said amendment, on the ground of its being out of order.

The Speaker decided said amendment to be in order.

From which decision of the Chair Mr. Huston took an appeal.

The question was then put, shall the decision of the Chair stand as the judgment of the House?

And it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. Burns.

And it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. C. Field, jr., and Brown, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Elisha Hardy,	Newton P. Reid,
Vene P. Armstrong,	Pleasant Hines,	Robert Richardson,
James C. Belshe,	James K. Huey,	John I. Roach,
Robert Browder,	John B. Huston,	Sinclair Roberts,
Isaac N. Clement,	George M. Jessee,	William E. Russell,
Oliver Crawford,	Hiram Kelsey,	Thomas Shanks,
Edward Crossland,	Alfred Kendall,	Joseph Shawhan,
Francis M. Daily,	William F. Leathers,	Wm. B. Skean,
Dillard C. Daniel,	Thomas N. Lindsey,	Green Sterett,
Samuel E. DeHaven,	James B. Lyne,	Ambrose H. Talbott,
Blanton Duncan,	John G. Lyon,	Alexander W. Thomas,
Charles Eaves,	Willis B. Machen,	Henry Thompson,
John Ficklin,	John H. McMillan,	Benjamin C. Trapnall,
Abram H. Field,	James M. Mitchell,	Richard P. Whitt,
George S. Fleming,	Samuel F. Morse,	John C. Wickliffe,
Sidney A. Foss,	Joseph Patton,	T. C. Winfrey,
Anderson Gray,	William P. Payne,	Benjamin M. Winston,
George W. Hamilton,	C. D. Pennebaker,	S. Worthington—56.
William H. Hamilton,	H. K. Rachford,	

Those who voted in the negative, were

William T. Anthony,	Thomas M. Dickey,	John C. McCreary,
Elias L. Barbee,	Henry B. Dobyns,	James H. McDaniel,
Robert Bates,	John Donan,	Jonathan Newcum,
Joseph M. Boarman,	Stephen T. Drane,	Hugh Newell,
William A. Brann,	John Ellis,	Remus Payne,
Erasmus O. Brown,	Curtis Field, Jr.,	Elijah G. Sebree,
Thomas H. C. Bruce,	William O. Hansford,	Isaac Smith,
John M. Burns,	Wilford Lee Harned,	William J. Stitt,
James L. Caldwell,	Harvey F. Hensley,	Charles P. Talbot,
Braxton W. Chamblin,	James S. Jackson,	Joshua T. White,
James W. Davis,	Milton E. Jones,	William Woods—33.

Resolved, That the title thereof be as aforesaid.

Mr. Huston, from the same committee, to whom was referred a bill to authorize railroad companies to make certain contracts with each other,

Reported the same with an amendment.

Which was concurred in.

Ordered. That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Roach, from the committee on Enrollments, reported that the committee had examined an enrolled bill which originated in the Senate, entitled,

An act to incorporate the Big Sandy Navigation Company.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

Mr. Duncan moved a reconsideration of the vote discharging the committee on the Judiciary from the further consideration of a leave to bring in a bill to change the present mode of compensating commonwealth's attorneys.

And it was decided in the affirmative.

Ordered, That said committee bring in a bill in accordance with said leave.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Propositions and Grievances—

1. A bill for the benefit of R. P. Fox and Galen White, of Madison county.

By same—

2. A bill for the benefit of Gideon Barnes and Christopher Boone.

By same—

3. A bill for the benefit of the estate of Samuel Long, of Oldham county.

By same—

4. A bill for the benefit of Thomas Blackburn.

By same—

5. A bill to establish the county of Jackson.

By the committee on the Judiciary—

6. A bill to amend the charter of the German Insurance Company, of the city of Louisville.

By same—

7. A bill for the benefit of Thomas Linley, of Livingston county.

By same—

8. A bill creating a police judge and marshal in the town of Canton, Trigg county.

By same—

9. A bill to incorporate the Star Fire Company, of Frankfort.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 2d, 3d, 4th 6th, 7th, 8th and 9th were severally ordered to be engrossed and read a third time; and the 5th was made the special order of the day for the 11th of January.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 6th, 7th, 8th and 9th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Wickliffe, from the committee on Propositions and Grievances, to whom was referred a bill imposing a tax on billiard tables and bowling saloons,

Reported the same without amendment.

Ordered, That said bill be made the special order of the day for the 11th day of January, at 11 o'clock.

Mr. Huston, from the committee on the Judiciary, who were appointed to prepare and bring in the same, reported a bill to amend the 2d section of article 63, of the Revised Statutes, entitled, "limitation of actions and suits."

Which was read the first time and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Huston moved an amendment to said bill, as a substitute therefor.

Some discussion being had thereon,

Ordered, That the Public Printer forthwith print 150 copies of said bill and amendment, for the use of the members of the General Assembly.

And then the House adjourned.

TUESDAY, JANUARY 5, 1858.

A message was received from the Senate, announcing that they had passed bills from this House of the following titles, viz:

An act establishing an additional voting place in Hardin county.

An act to amend section 614 of the Civil Code of Practice, in regard to depositions.

An act to incorporate the Alexandria Turnpike road Company, of Campbell county.

With an amendment to the last named bill.

That they had passed bills and a resolution of the following titles, viz:

An act for the benefit of the examining courts of this Commonwealth.

An act to change the place of voting in the Meadow creek district, in Whitley county.

An act to amend section 756 of the Code of Practice.

A resolution in relation to the election of public officers.

1. Mr. Lyne presented the petition of the mayor and councilmen of the city of Henderson, praying an amendment to the charter of said city.

2. Mr. Huston presented the petition of sundry citizens of Clarke county, praying a change of the voting places in districts No. 3 and 4, in said county.

3. Also, the petition of Robert E. Bush, praying an allowance for taxes improperly paid by him.

4. Mr. Fleming presented the petition of sundry citizens of Mt. Carmel, Fleming county, praying an extension of the corporate limits of said town.

5. Mr. A. H. Field presented the petition of sundry citizens of Nelson county, praying the establishment of a new county.

6. Mr. Chamblin presented the petition of W. M. Hume, praying an appropriation for money expended in apprehending James Love, alias Lovely, alias Wilson, for slave stealing.

7. Mr. Reid presented the petition of Wm. Ward, praying an appropriation for money overpaid by him for tavern license.

8. Mr. Barbee presented the petition of sundry citizens of Taylor

county, praying a repeal of the laws declaring Robinson creek a navigable stream.

9. Also the petition of Thomas H. Robinson, praying a change of the Taylor county line, so as to include him in said county.

10. Mr. Jones presented the petition of Lavernia Simpson, praying the passage of a law vesting her with the title of certain lands.

11. Mr. A. H. Talbott presented resolutions adopted at a meeting of citizens of Carroll county, in relation to banks.

12. Mr. Jessee presented the petition of sundry citizens of New Castle, praying that Ambrose O'Bannon be permitted to close a street and alley in said town.

Which were received, the reading dispensed with, and referred—the 1st, 4th, 5th, 8th, 9th and 12th to the committee on Propositions and Grievances; the 2d to the committee on Privileges and Elections; the 3d, 6th and 7th to the committee on Claims; the 10th to the committee on the Judiciary; and the 11th to the committee on Banks.

Leave was given to bring in the following bills, viz:

On motion of Mr. Winfrey—1. A bill to reduce the salaries of the different officers of the State.

On motion of Mr. Boarman—2. A bill to incorporate the Maxville and Pleasant Run Turnpike road Company.

Ordered, That the committee on Public Offices prepare and bring in the 1st, and the committee on Internal Improvement the 2d bill.

On motion of Mr. Huston—

Ordered, That Mr. Pennebaker be added to the committee on the Judiciary.

Mr. DeHaven, from the committee on the Judiciary, asked to be discharged from the further consideration of the petition of Margaret Broyles.

Which was granted.

Mr. DeHaven, from the same committee, asked to be discharged from the further consideration of a leave to bring in a bill to incorporate St. Philip's church, at Harrodsburg.

Which was granted.

Ordered, That the committee on Religion prepare and bring in a bill in accordance with said leave.

The following bills were reported by the committee on the Judiciary, who were appointed to prepare and bring in the same, viz:

A bill to extend the terms of the Morgan circuit court.

A bill for the benefit of French G. Slaughter, of Nelson county.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported by the committees appointed to prepare and bring in the same, viz:

By the committee on the Judiciary—

A bill to amend the law in regard to jury trials, and the effect of the same in will cases.

A bill to amend the law in relation to the assessment of land in this Commonwealth.

Which were read the first time, and ordered to be read a second time.

Ordered, That the Public Printer forthwith print 150 copies of said bills, for the use of the members of the General Assembly.

Mr. Huston, from the committee on the Judiciary, asked to be discharged from the further consideration of a leave to bring in a bill to change the time of holding the General Assembly.

Which was granted.

The House resumed the consideration of the bill to amend the 2d section of article 63, of the Revised Statutes, entitled, "limitations of actions and suits," and the substitute proposed therefor by Mr. Huston.

Ordered, That the further consideration of said bill and substitute be postponed until to-morrow.

The House then took up for consideration the bill remunerating W. L. Sutton and others.

Mr. C. P. Talbot moved the previous question.

And the question being taken, shall the main question be now put? it was decided in the affirmative.

The hour of 12 o'clock having arrived, the House proceeded to the orders of the day.

By consent of the House, Mr. Jackson moved the following resolution, viz:

Resolved, That it is inexpedient and unnecessary to elect, during this session of the Legislature, a Senator to the Congress of the United States.

Mr. Machen moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The main question was then put, shall the resolution be adopted? and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Duncan and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Curtis Field, Jr.,	James B. Lyne,
William A. Barton,	George S. Fleming,	John G. Lyon,
Erasmus O. Brown,	Sidney A. Foss,	James H. McDaniel,
James L. Caldwell,	John K. Goodloe,	James M. Mitchell,
Braxton W. Chamblin,	George W. Hamilton,	C. D. Pennebaker,
Leslie Combs,	Wm. O. Hansford,	Elijah G. Sebree,
Dillard C. Daniel,	Wilford Lee Harned,	Thomas Shanks,
James W. Davis,	John B. Huston,	T. C. Winfrey,
Stephen T. Drane,	James S. Jackson,	William Woods,
Blanton Duncan,	Madison C. Johnson,	S. Worthington—30.

Those who voted in the negative, were

Mr. Speaker, (White,)	Anderson Gray,	H. K. Rachford,
William T. Anthony,	Wm. H. Hamilton,	Newton P. Reid,
Elias L. Barbee,	Elisha Hardy,	Robert Richardson,
Robert Bates,	Harvey F. Hensley,	John I. Roach,
James C. Belshe,	Pleasant Hines,	Sinclair Roberts,
Joseph M. Boarman,	James K. Huey,	William E. Russell,
William A. Brann,	George M. Jessee,	Joseph Shawhan,
Robert Browder,	Milton E. Jones,	Wm. B. Skean,
Thomas H. C. Bruce,	Hiram Kelsey,	Isaac Smith,
John M. Burns,	Alfred Kendall,	Green Sterett,
Gabriel S. Caldwell,	William F. Leathers,	William J. Stitt,
Isaac N. Clement,	Willis B. Machen,	Ambrose H. Talbott,
Oliver Crawford,	Allen L. McAfee,	Charles P. Talbot,
Edward Crossland,	John C. McCreary,	Alexander W. Thomas,
Francis M. Daily,	John H. McMillan,	Henry Thompson,
Samuel E. DeHaven,	Samuel F. Morse,	Benjamin C. Trapnall,
Thomas M. Dickey,	Jonathan Newcum,	Joshua T. White,
Henry B. Dobyns,	Hugh Newell,	Richard P. Whitt,
John Donan,	William B. Parker,	John C. Wickliffe,
Charles Eaves,	Joseph Patton,	John K. Wilson,
John Ellis,	Remus Payne,	Benj. M. Winston,
John Ficklin,	William P. Payne,	John H. Woosley—67.
Abram H. Field,		

A message was received from the Senate, by Messrs. Silvertooth and Bruner, announcing that the Senate was then ready to proceed to the election of a Senator in Congress, in accordance with the joint resolution.

On motion of Mr. Machen—

Ordered, That a message be sent to the Senate, informing them that this House is also ready to proceed with said election.

Ordered, That Messrs. Machen and Combs inform the Senate thereof.

Mr. Newell nominated Lazarus W. Powell, as a suitable person to fill the office of Senator in Congress.

And Mr. Johnson nominated Garret Davis.

After interchanging nominations between the two Houses, this House proceeded to take a vote, which stood thus:

Those who voted for Mr. Powell, were

Mr. Speaker, (White,)	Anderson Gray,	Newton P. Reid,
William T. Anthony,	Wm. H. Hamilton,	Robert Richardson,
Elias L. Barbee,	Elisha Hardy,	John I. Roach,
Robert Bates,	Harvey F. Hensley,	Sinclair Roberts,
James C. Belshe,	James K. Huey,	William E. Russell,
Joseph M. Boarman,	George M. Jessee,	Joseph Shawhan,
William A. Brann,	Milton E. Jones,	William B. Skean,
Thomas H. C. Bruce,	Hiram Kelsey,	Isaac Smith,
John M. Burns,	Alfred Kendall,	Green Sterett,
Isaac N. Clement,	William F. Leathers,	William J. Stitt,
Oliver Crawford,	Willis B. Machen,	Ambrose H. Talbott,
Edward Crossland,	Allen L. McAfee,	Alex. W. Thomas,
Francis M. Daily,	John C. McCreary,	Henry Thompson,
Samuel E. DeHaven,	John H. McMillan,	Benjamin C. Trapnall,
Thomas M. Dickey,	Samuel F. Morse,	Joshua T. White,
Henry B. Dobyns,	Jonathan Newcum,	Richard P. Whitt,
John Donan,	Hugh Newell,	John C. Wickliffe,
Charles Eaves,	William B. Parker,	John K. Wilson,
John Ellis,	Joseph Patton,	Benjamin M. Winston,
John Ficklin,	Remus Payne,	John H. Woosley—62.
Abram H. Field,	H. K. Rachford,	

Those who voted for Mr. Davis, were

Vene P. Armstrong,	Curtis Field, Jr.,	John G. Lyon,
William A. Barton,	George S. Fleming,	James H. McDaniel,
Robert Browder,	Sidney A. Foss,	James M. Mitchell,
Erasmus O. Brown,	John K. Goodloe,	William P. Payne,
Gabriel S. Caldwell,	George W. Hamilton,	C. D. Pennebaker,
James L. Caldwell,	Wm. O. Hansford,	Elijah G. Sebree,
Braxton W. Chamblin,	Wilford Lee Harned,	Thomas Shanks,
Leslie Combs,	Pleasant Hines,	Charles P. Talbot,
Dillard C. Daniel,	John B. Huston,	T. C. Winfrey,
James W. Davis,	James S. Jackson,	William Woods,
Stephen T. Drane,	Madison C. Johnson,	S. Worthington—35.
Blanton Duncan,	James B. Lyne,	

Ordered, That Messrs. Machen and Huston be appointed a committee upon the part of this House, to act in conjunction with a similar

committee on the part of the Senate, to compare the joint vote and report the result.

After a short time Mr. Machen, from said committee, reported that the committee had compared the joint vote, and the result stood thus:

For Mr. Powell, - - - - - - - -	80
For Mr. Davis, - - - - - - - - -	54
For Mr. J. B. Thompson, - - - - - - -	1

Whereupon, Mr. Powell having received a majority of all the votes given, was declared duly elected Senator in Congress from the State of Kentucky, from and after the 4th day of March, 1859.

And then the House adjourned.

WEDNESDAY, JANUARY 6, 1858.

A message was received from the Senate, announcing that they had passed a bill which originated in this House, of the following title, viz:

An act to establish a police court in the town of Winchester.

That they had passed bills of the following titles, viz:

An act to amend the charter of Paducah.

An act for the benefit of the Baptist church in Russellville.

An act for the benefit of the personal representatives of Wm. B. A. Baker, deceased.

And that they had received official information from the Governor that he had approved and signed an enrolled bill which originated in the Senate, of the following title, viz:

An act to incorporate the Big Sandy Navigation Company.

1. Mr. Foss presented the petition of S. S. McRoberts and others, praying to be released from the payment of town taxes to the town of Stanford, in Lincoln county.

2. Mr. Johnson presented the petition of David A. Sayre, and Craig & Elliott, praying for an appropriation of $2,790, amount paid by them as the sureties of John McMurtry, a contractor for the building of the Danville Deaf and Dumb Asylum.

3. Also, the petition of Thomas Bradley and James Woodruff, praying an appropriation for work done on the Deaf and Dumb Asylum at Danville.

4. Mr. Hansford presented the remonstrance of sundry citizens of the town of Stanford against releasing S. S. McRoberts and others from the payment of taxes to said town.

5. Mr. Remus Payne presented the memorial of H. W. Derby, proposing to supply the State with the reports of the court of appeals, from 1st Bibb to 14th Ben Monroe, at a reduced price.

6. Mr. Reid presented the petition of sundry citizens of Rowan county, praying the establishment of an additional district and voting place in said county.

7. Mr. Gray presented the petition of sundry citizens of Larue county, praying the establishment of a new county out of parts of Marion, Hardin, Nelson and Larue counties.

Which were received, the reading dispensed with, and referred—the 1st and 4th to Messrs. Foss, C. Field, jr., and Mitchell; the 2d and 3d to the committee on Claims; the 5th to the committee on the Library; the 6th to the committee on Privileges and Elections; and the 7th to the committee on Propositions and Grievances.

Mr. Brown moved a reconsideration of the vote discharging the committee on the Judiciary from the further consideration of a leave to bring in a bill to amend the act in relation to the attendance of witnesses in circuit and quarterly courts.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said leave be recommitted to said committee, and that they prepare and bring in a bill in accordance with the same.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, enclosing the bond of the Treasurer, and settlement with former Treasurer, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
January 6th, 1858.

Gentlemen of the Senate and House of Representatives:

I herewith transmit a copy of the bond of James H. Garrard, Treasurer, which I am required by law to lay before you. Deeming the security ample, from an examination of tax lists in the Auditor's office, I have approved the bond, and the oath of office has been duly administered. I also transmit a copy of the settlement made by the Auditor and Secretary of State with the late Treasurer, and the receipt in full of the present Treasurer for the money on hand, &c.

C. S. MOREHEAD.

Whereas, James H. Garrard, of the county of Boyle, was, at the general election held the first Monday in August, A. D., one thousand eight hundred and fifty-seven, duly elected Treasurer of the State of Kentucky; now we, James H. Garrard principal, and the other subscribers hereto as his sureties in this the official bond of said Garrard, do dereby bind ourselves, jointly and severally, to the Commonwealth of Kentucky, that the said James H. Garrard, as Treasurer as aforesaid, shall faithfully and diligently discharge all the duties appertaining to said office.

In witness whereof, the said James H. Garrard and the other subscribers hereto as his sureties, have set their respective hands, at Frankfort, this 4th day of January, in the year one thousand eight hundred and fifty eight, [1858,] being the first Monday of said month.

J. H. GARRARD.

T. T. GARRARD, by T. S. Page, his attorney in fact.
DANIEL GARRARD, by T. S. Page, his attorney in fact.
M. G. HORTON, by T. S. Page, his attorney in fact.
FELIX G. GILBERT, by T. S. Page, his attorney in fact.
GEO. W. HERD, by T. S. Page, his attorney in fact.
WM. CHESTNUT, Jr., by T. S. Page, his attorney in fact.
A. G. TALBOTT, by T. S. Page, his attorney in fact.
D. W. JONES, by T. S. Page, his attorney in fact.
JOHN R. FORD, by T. S. Page, his attorney in fact.
P. B. MASON, by T. S. Page, his attorney in fact.
SAMUEL S. MOORE, by T. S. Page, his attorney in fact.
J. A. BURTON, by T. S. Page, his attorney in fact.
SAMUEL MESSICK, by T. S. Page, his attorney in fact.
J. KINCAID, by T. S. Page, his attorney in fact.
M. J. DURHAM, by T. S. Page, his attorney in fact.
A. J. JAMES, by T. S. Page, his attorney in fact.
MILFORD ELLIOTT, by T. S. Page, his attorney in fact.
R. C. HARRIS, by T. S. Page, his attorney in fact.
J. S. KENDRICK, by T. S. Page, his attorney in fact.
J. M. PERKINS, by T. S. Page, his attorney in fact.
JENKINS VECKERY, by T. S. Page, his attorney in fact.
WM. WOODCOCK, by T. S. Page, his attorney in fact.
WM. M. FOX, by T. S. Page, his attorney in fact.
A. L. ALCORN, by T. S. Page, his attorney in fact.
J. G. LAIR, by T. S. Page, his attorney in fact.
JOHN CRAWFORD, by T. S. Page, his attorney in fact.
J. A. LYTLE, by T. S. Page, his attorney in fact.
JOHN CRAIG, by T. S. Page, his attorney in fact.
A. M. FELAND, by T. S. Page, his attorney in fact.
J. H. SHANKS, by T. S. Page, his attorney in fact.
H. S. WITHERS, by T. S. Page, his attorney in fact.
M. S. PEYTON, by T. S. Page, his attorney in fact.
JOHN ENGLEMAN, by T. S. Page, his attorney in fact.
B. MAGOFFIN, by T. S. Page, his attorney in fact.

COMMONWEALTH OF KENTUCKY, }
Franklin County Sct. }

I certify that James H. Garrard, Treasurer elect of this Commonwealth, personally appeared before the subscriber and took the oath required by section 1, of article 8, of the constitution of Kentucky, and also the oath required in section 13, of chapter 71, of the Revised Statutes.

Given under my hand this 4th day of January, 1858.

Z WHEAT, *Chief Justice of Kentucky.*

This bond is approved by me. January 4, 1858.

C. S. MOREHEAD.

I, the undersigned, hereby authorize and empower Thomas S. Page, Esq., of Frankfort, Kentucky, to sign my name as surety to the official bond of James H. Garrard, as Treasurer of Kentucky, and hereby ratify and confirm whatever my said attorney may lawfully do in the premises.

Given under my hand and seal, this 27th day of October, 1857.

B. MAGOFFIN.

We, the undersigned, hereby authorize and empower Tho. S. Page, Esq., of Frankfort, Kentucky, to sign our names as sureties to the official bond of James H. Garrard, as Treasurer of Kentucky, and hereby ratify and confirm whatever our said attorney may lawfully do in the premises.

Given under our hands and seals this 15th day of October, 1857.

T. T. GARRARD,
DANIEL GARRARD,
M. G. HORTON,
FELIX G. GILBERT,
GEORGE W. HERD,
WM. CHESTNUT, Jr.

We, the undersigned, hereby authorize and empower Tho. S. Page, Esq., of Frankfort, Kentucky, to sign our names as sureties to the official bond of James H. Garrard, as Treasurer of Kentucky, and hereby ratify and confirm whatever our said attorney may lawfully do in the premises.

Given under our hands and seals this 20th day of October, 1857.

A. G. TALBOTT,
D. W. JONES,
JOHN R. FORD,
P. B. MASON,
SAMUEL S. MOORE,
J. A. BURTON,
SAMUEL MESSICK,
J. KINCAID,
M. J. DURHAM.

We, the undersigned, hereby authorize and empower Tho. S. Page, Esq., of Frankfort, Kentucky, to sign our names as sureties to the official bond of Jams H. Garrard, as Treasurer of Kentucky, and hereby

ratify and confirm whatever our said attorney may lawfully do in the premises.

Given under our hands and seals this 2d day of November, 1857.

J. A. LYTLE,
JOHN CRAIG,
A. M. FELAND,
J. H. SHANKS,
H. S. WITHERS,
M. S. PEYTON,
JOHN ENGLEMAN.

We, the undersigned, hereby authorize and empower Tho. S. Page, Esq., of Frankfort, Kentucky, to sign our names as sureties to the official bond of James H. Garrard, as Treasurer of Kentucky, and hereby ratify and confirm whatever our said attorney may lawfully do in the premises.

Given under our hands and seals this 20th day of October, 1857.

A. J. JAMES,
MILFORD ELLIOTT,
R. C. HARRIS,
JOHN S. KENDRICK,
J. M. PERKINS,
JENKINS VECKERY,
WM. WOODCOCK,
WM. M. FOX,
A. L. ALCORN,
J. G. LAIR,
JOHN CRAWFORD.

AUDITOR'S OFFICE,
Frankfort, Ky., January 4th, 1858.

I, Thomas S. Page, auditor of public accounts, do certify that upon settlement this day with R. C. Wintersmith, treasurer, there remains in his hands, due the State of Kentucky, $430,719 59, viz:

Revenue department, - - - - - - -	$ 419,718 98
Sinking Fund department, - - - - -	11,000 61
	$ 430,719 59

Say four hundred and thirty thousand, seven hundred and nineteen dollars and fifty-nine cents.

THO. S. PAGE, *Auditor.*

We, Thomas S. Page, Auditor, and Mason Brown, Secretary of State, have this day examined the accounts of R. C. Wintersmith, late Treasurer, and find that the above statement, signed by Tho. S. Page, Auditor, is a correct settlement of the accounts of the said Richard C. Wintersmith, as late Treasurer of Kentucky.

Given under our hands this 4th of January, 1858.

THO. S. PAGE, *Auditor.*
MASON BROWN, *Secretary of State.*

FRANKFORT, January 4th, 1858.

I have this day received of R. C. Wintersmith, late Treasurer of Kentucky, the sum of four hundred and thirty thousand, seven hundred

and nineteen dollars and fifty-nine cents, the amount due from him to the Commonwealth of Kentucky, upon settlement this day made with him by the Auditor and Secretary of State.

$ 430,719 59. J. H. GARRARD, *Treasurer.*

Test: THO. S. PAGE, *Auditor.*

MASON BROWN, *Secretary of State.*

Inventory of fixtures belonging to the treasury department of the State of Kentucky, January 4th, 1858, and this day handed over to Col. J. H. Garrard, viz:

One iron safe,
One desk,
One book case,
One sofa,
One wood box,
Three spittoons,
Three chairs,
One lot law books,
Two maps,
One carpet,
Four window blinds,
Desk furniture,
One pair shovel and tongs,
One pair andirons.

J. H. GARRARD, *Treasurer,*

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, enclosing the reports of the Eastern and Western Lunatic Asylums, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
January 6th, 1858.

Gentlemen of the Senate and House of Representatives:

I herewith transmit you the reports of the Eastern and Western Lunatic Asylums.

C. S. MOREHEAD.

[*For Reports—see Legislative Documents.*]

Ordered, That said reports be referred to the committee on Claims, and that the Public Printer forthwith print the usual number of copies thereof for the use of said Institutions, and for the use of the members of the General Assembly.

The House then, according to special order, took up for consideration the bill remunerating W. L. Sutton and others.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz :

Those who voted in the affirmative, were

Mr. Speaker, (White,)	George S. Fleming,	William P. Payne,
Vene P. Armstrong,	Sidney A. Foss,	C. D. Pennebaker,
Elias L. Barbee,	John K. Goodloe,	H. K. Rachford,
William A. Barton,	Anderson Gray,	John I. Roach,
James C. Belshe,	George W. Hamilton,	Elijah G. Sebree,
Joseph M. Boarman,	William O. Hansford,	Thomas Shanks,
Robert Browder,	Wilford Lee Harned,	Joseph Shawhan,
Erasmus O. Brown,	Pleasant Hines,	Isaac Smith,
Gabriel S. Caldwell,	James K. Huey,	Green Sterett,
James L. Caldwell,	John B. Huston,	William J. Stitt,
Braxton W. Chamblin,	James S. Jackson,	Ambrose H. Talbott,
Leslie Combs,	Madison C. Johnson,	Charles P. Talbot,
Dillard C. Daniel,	Thomas N. Lindsey,	Alexander W. Thomas,
Samuel E. DeHaven,	James B. Lyne,	Benjamin C. Trapnall,
Thomas M. Dickey,	John G. Lyon,	John C. Wickliffe,
John Donan,	Willis B. Machen,	John K. Wilson,
Stephen T. Drane,	Allen L. McAfee,	T. C. Winfrey,
Blanton Duncan,	James M. Mitchell,	Benjamin M. Winston,
Charles Eaves,	Hugh Newell,	William Woods,
Abram H. Field,	Remus Payne,	S. Worthington—61.
Curtis Field, Jr.,		

Those who voted in the negative, were

William T. Anthony,	John Ellis,	Samuel F. Morse,
Robert Bates,	John Ficklin,	Jonathan Newcum,
William A. Brann,	William H. Hamilton,	William B. Parker,
Thomas H. C. Bruce,	Elisha Hardy,	Joseph Patton,
John M. Burns,	Harvey F. Hensley,	Sinclair Roberts,
Isaac N. Clement,	George M. Jessee,	William E. Russell,
Oliver Crawford,	Milton E. Jones,	Wm. B. Skean,
Edward Crossland,	Hiram Kelsey,	Henry Thompson,
Francis M. Daily,	Alfred Kendall,	Joshua T. White,
James W. Davis,	John C. McCreary,	Richard P. Whitt,
Henry B. Dobyns,	John H. McMillan,	John H. Woosley—33.

Resolved, That the title thereof be as aforesaid.

A message was received from the Senate, asking leave to withdraw their report announcing their disagreement to a bill from this House, entitled,

An act to amend the charter of the Maysville and Lexington Railroad Company.

Which was granted.

And the said bill was withdrawn.

The House resumed the consideration of the bill to amend the 2d section of article 63, of the Revised Statutes, entitled, "limitations of

actions and suits," and the substitute proposed therefor by Mr. Huston.

Said bill reads as follows, viz:

§ 1 *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 2d, of article 1st, of chapter 63, of the Revised Statutes, be and the same is hereby amended as follows, to-wit: That hereafter action for the recovery of real property can only be brought within ten years after the right to institute the same first accrued to the plaintiff, or to the person through whom he claims.

§ 2. This act shall take effect from and after the first day of August, 1858.

The substitute proposed by Mr. Huston reads as follows, viz:

That the the provision of the 2d section of article 1, of chapter 63, of the Revised Statutes, shall extend to, and embrace all cases in which the right of action accrued, whether before or after the Revised Statutes took effect, from and after the 1st day of August, 1858.

Mr. Johnson moved to amend said substitute, by striking out the words, "of the 2d section of article 1," and adding the letter s to the word "provision."

And it was decided in the affirmative.

Mr. Lindsey moved to lay said bill and substitute on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Burns and Gray, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Charles Eaves,	James B. Lyne,
Joseph M. Boarman,	Abram H. Field,	C. D. Pennebaker,
Gabriel S. Caldwell,	Curtis Field, Jr.,	William E. Russell,
James L. Caldwell,	Sidney A. Foss,	Elijah G. Sebree,
James W. Davis,	John K. Goodloe,	Isaac Smith,
Samuel E. DeHaven,	Wm. H. Hamilton,	T. C. Winfrey,
Thomas M. Dickey,	Pleasant Hines,	Benj. M. Winston—23.
John Donan,	Thomas N. Lindsey,	

Those who voted in the negative, were

William T. Anthony,	Anderson Gray,	William B. Parker,
Vene P. Armstrong,	George W. Hamilton,	Joseph Patton,
Elias L. Barbee,	Elisha Hardy,	Remus Payne,
William A. Barton,	Wilford Lee Harned,	H. K. Rachford,
Robert Bates,	Harvey F. Hensley,	Newton P. Reid,
James C. Belshe,	James K. Huey,	Robert Richardson,
William A. Brann,	John B. Huston,	John I. Roach,
Robert Browder,	James S. Jackson,	Sinclair Roberts,
Erasmus O. Brown,	George M. Jessee,	Joseph Shawhan,
Thomas H. C. Bruce,	Madison C. Johnson,	Wm. B. Skean,
John M. Burns,	Milton E. Jones,	Green Sterett,

Braxton W. Chamblin,	Hiram Kelsey,	William J. Stitt,
Isaac N. Clement,	Alfred Kendall,	Charles P. Talbot,
Oliver Crawford,	John G. Lyon,	Alexander W. Thomas,
Edward Crossland,	Willis B. Machen,	Henry Thompson,
Francis M. Daily,	Allen L. McAfee,	Benjamin C. Trapnall,
Dillard C. Daniel,	John C. McCreary,	Joshua T. White,
Stephen T. Drane,	John H. McMillan,	Richard P. Whitt,
Blanton Duncan,	James M. Mitchell,	John C. Wickliffe,
John Ellis,	Samuel F. Morse,	William Woods,
John Ficklin,	Jonathan Newcum,	John H. Woosley,
George S. Fleming,	Hugh Newell,	S. Worthington—66.

The question was then taken on the adoption of the substitute proposed by Mr. Huston,

And it was decided in the affirmative.

Said bill was then further amended.

Ordered. That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The House took up for consideration the bill to amend the law of set-off, which reads as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That all promissory notes and written obligations to pay money, which may be hereafter executed, and which upon their face are made negotiable and payable at an incorporated bank, and which are made payable in four months or less time from their date, are hereby placed upon the footing of foreign bills of exchange, and in the hands of a *bona fide* purchaser, for valuable consideration, who obtained the note before its maturity, and without notice of any just defense, shall be free from any off-set or discount; and no protest shall be necessary on such notes or obligations, unless actually discounted in bank.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

And so said bill was rejected.

The yeas and nays being required thereon, by Messrs. Anthony and Huey, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	H. K. Rachford,
Vene P. Armstrong,	George S. Fleming,	Newton P. Reid,

Elias L. Barbee, William A. Barton, Joseph M. Boarman, William A. Brann, James L. Caldwell, Braxton W. Chamblin, Samuel E. DeHaven, John Donan, Stephen T. Drane, Blanton Duncan, Charles Eaves, Abram H. Field, John K. Goodloe, Pleasant Hines, John B. Huston, Madison C. Johnson, Alfred Kendall, Thomas N. Lindsey, John G. Lyon, Willis B. Machen, Hugh Newell, William B. Parker, Remus Payne, C. D. Pennebaker, John I. Roach, Elijah G. Sebree, Thomas Shanks, Joseph Shawhan, Green Sterett, Ambrose H. Talbott, Charles P. Talbot, Benjamin C. Trapnall, John C. Wickliffe, T. C. Winfrey, S. Worthington—41.

Those who voted in the negative, were

William T. Anthony, Robert Bates, James C. Belshe, Robert Browder, Erasmus O. Brown, Thomas H. C. Bruce, John M. Burns, Gabriel S. Caldwell, Isaac N. Clement, Leslie Combs, Oliver Crawford, Edward Crossland, Francis M. Daily, Dillard C. Daniel, James W. Davis, Thomas M. Dickey, John Ellis, John Ficklin, Sidney A. Foss, Anderson Gray, George W. Hamilton, Wm. H. Hamilton, Wm. O. Hansford, Elisha Hardy, Wilford Lee Harned, Harvey F. Hensley, James K. Huey, George M. Jessee, Milton E. Jones, James B. Lyne, Allen L. McAfee, John C. McCreary, John H. McMillan, James M. Mitchell, Samuel F. Morse, Jonathan Newcum, Joseph Patton, Robert Richardson, Sinclair Roberts, William E. Russell, William B. Skean, Isaac Smith, William J. Stitt, Alex. W. Thomas, Henry Thompson, Joshua T. White, Richard P. Whitt, John K. Wilson, Benjamin M. Winston, William Woods, John H. Woosley—51.

The House then, according to order, resolved itself into a committee of the Whole, on the bill to prevent the circulation of foreign bank bills of a less denomination than five dollars, and the bill from the Senate, entitled, an act to prohibit the circulation, as money, of foreign notes of a denominatio n less than five dollars—Mr. Kelsey in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Kelsey reported that the committee had, according to order, had under consideration the bills aforesaid, and had instructed him to report the bill from the Senate, with sundry amendments thereto, which he handed in at the clerk's table.

The said bill reads as follows, viz:

That no note, bill, or obligation of a denomination less than five dollars, of any bank, corporation, institution, association, company, or person, the office, place of business, or residence of which is without this commonwealth, shall be received, paid out, or passed as money in this state, by any bank, corporation, institution, association, company, or person, under the penalty of ten dollars fine and five

times the amount of each note, bill, or obligation so received, passed, or paid out, and the costs of prosecution.

§ 2. The penalty imposed by this act shall be recovered of the party so offending, by warrant before any justice of the peace, judge of a town, city, or county court, upon information, or by fine imposed by the judgment of a circuit or criminal court, upon the indictment of a grand jury; the fine, when so recovered, shall be paid over to the trustee of the jury fund.

§ 3. It shall be the duty of all justices of the peace, judges of town, city, or county courts, upon information, to enforce the provisions of this act; and it shall be the duty of each circuit judge of this commonwealth, at each term of their respective courts, to give this act in charge to the grand juries of the several counties.

This act shall take effect from the first day of June, 1858.

The first amendment proposed by the committee of the Whole was to strike out all after the enacting clause, and insert in lieu thereof the following:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That from and after the first day of January next, it shall not be lawful for any person or persons to pass, or offer to pass, or circulate within this commonwealth, any foreign bank bill or note, or other thing purporting to be money, whether it be the issue of a bank or other corporation or individual, of a less denomination than five dollars. And any person or persons so offending shall, upon conviction thereof before any county court judge, police judge, or justice of the peace of the county in which the offense is committed, be fined a sum not less than two nor more than five times the amount of the bill, note, or other thing purporting to be money, or circulated as money, so passed, or attempted to be passed or circulated, together with the costs of trial.

§ 2. That upon information given to any one of the officers named in the first section of this act, of a violation of the provisions thereof, it shall be the duty of said officer to issue his warrant, directed to any constable, sheriff, or town marshal of his county, commanding him or them to arrest said offender or offenders, and bring him or them before him, or some other officer authorized herein to try the cause, forthwith; and the case shall be proceeded with as in other penal offenses, except that no jury shall be necessary. The several circuit courts shall have concurrent jurisdiction with inferior courts, of all prosecutions under this act; and it shall be the duty of each circuit judge, at each term of their respective courts, to give this act in charge to the grand juries of the several counties.

§ 3. One-half of the fines imposed under this act shall be paid to the trustees of the jury fund of the county, and the other to the person giving the information.

Mr. Brown moved to lay said bill and amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Eaves, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Oliver Crawford,	Joseph Patton,
William T. Anthony,	Dillard C. Daniel,	H. K. Rachford,
Vene P. Armstrong,	James W. Davis,	Robert Richardson,
Elias L. Barbee,	Wm. H. Hamilton,	E. G. Sebree,
William A. Barton,	Wm. O. Hansford,	Joseph Shawhan,
Robert Bates,	Wilford Lee Harned,	William B. Skean,
James C. Belshe,	Milton E. Jones,	William J. Stitt,
Erasmus O. Brown,	Alfred Kendall,	Ambrose H. Talbott,
Thomas H. C. Bruce,	John C. McCreary,	Alexander W. Thomas,
John M. Burns,	Hugh Newell,	Richard P. Whitt—31.
Leslie Combs,		

Those who voted in the negative, were

Joseph M. Boarman,	Anderson Gray,	Remus Payne,
William A. Brann,	George W. Hamilton,	William P. Payne,
Robert Browder,	Elisha Hardy,	C. D. Pennebaker,
Gabriel S. Caldwell,	Harvey F. Hensley,	John I. Roach,
James L. Caldwell,	Pleasant Hines,	Sinclair Roberts,
Braxton W. Chamblin,	James K. Huey,	William E. Russell,
Isaac N. Clement,	John B. Huston,	Thomas Shanks,
Edward Crossland,	George M. Jessee,	Isaac Smith,
Francis M. Daily,	Madison C. Johnson,	Green Sterett,
Thomas M. Dickey,	Hiram Kelsey,	Charles P. Talbot,
John Donan,	Thomas N. Lindsey,	Henry Thompson,
Stephen T. Drane,	James B. Lyne,	Benjamin C. Trapnall,
Blanton Duncan,	John G. Lyon,	Joshua T. White,
Charles Eaves,	Willis B. Machen,	John C. Wickliffe,
John Ellis,	Allen L. McAfee,	John K. Wilson,
John Ficklin,	John H. McMillan,	T. C. Winfrey,
Abram H. Field,	James M. Mitchell,	Benjamin M. Winston,
Curtis Field, Jr.	Samuel F. Morse,	William Woods,
George S. Fleming,	Jonathan Newcum,	John H. Woosley,
Sidney A. Foss,	William B. Parker,	S. Worthington—61.
John K. Goodloe,		

The said amendments were then concurred in.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and Gray, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	George S. Fleming,	William B. Parker,
William A. Barton,	Sidney A. Foss,	Remus Payne,

Joseph M. Boarman,	John K. Goodloe,	William P. Payne,
William A. Brann,	Anderson Gray,	C. D. Pennebaker,
Robert Browder,	Wm. H. Hamilton,	John I. Roach,
Gabriel S. Caldwell,	Elisha Hardy,	Thomas Shanks,
James L. Caldwell,	Pleasant Hines,	Isaac Smith,
Braxton W. Chamblin,	James K. Huey,	Green Sterett,
Isaac N. Clement,	John B. Huston,	Charles P. Talbot,
Edward Crossland,	Madison C. Johnson,	Alex. W. Thomas,
Francis M. Daily,	Hiram Kelsey,	Henry Thompson,
Samuel E. DeHaven,	Thos. N. Lindsey,	Joshua T. White,
Thomas M. Dickey,	James B. Lyne,	John C. Wickliffe,
John Donan,	John G. Lyon,	John K. Wilson,
Stephen T. Drane,	Willis B. Machen,	T. C. Winfrey,
Blanton Duncan,	Allen L. McAfee,	Benjamin M. Winston,
Charles Eaves,	James M. Mitchell,	William Woods,
John Ficklin,	Samuel F. Morse,	John H. Woosley,
Curtis Field, Jr.,	Jonathan Newcum,	S. Worthington—57.

Those who voted in the negative, were

William T. Anthony,	John Ellis,	Joseph Patton,
Vene P. Armstrong,	Abram H. Field,	H. K. Rachford,
Elias L. Barbee,	George W. Hamilton,	Robert Richardson,
Robert Bates,	Wm. O. Hansford,	Sinclair Roberts,
James C. Belshe,	Wilford Lee Harned,	William E. Russell,
Erasmus O. Brown,	Harvey F. Hensley,	Elijah G. Sebree,
Thomas H. C. Bruce,	George M. Jessee,	Joseph Shawhan,
John M. Burns,	Milton E. Jones,	William B Skean,
Leslie Combs,	Alfred Kendall,	William J. Stitt,
Oliver Crawford,	John C. McCreary,	Ambrose H. Talbott,
Dillard C. Daniel,	John H. McMillan,	Richard P. Whitt—35.
James W. Davis,	Hugh Newell,	

Resolved, That the title thereof be as aforesaid.

And then the House adjourned.

THURSDAY, JANUARY 7, 1858.

A message was received from the Senate, announcing that they had passed bills of the following titles, viz:

An act to amend an act, entitled, act to establish equity and criminal courts in the first judicial district.

An act to amend the 42d chapter of the Revised Statutes.

An act providing a general mechanics' lien law.

An act to establish the town of Rochester, in Butler county.

1. Mr. Leathers presented the petition of sundry citizens of Spencer, Anderson, Mercer, Washington and Nelson counties, praying the formation of a new county out of parts of said counties.

2. Mr. Marshall presented the petition of Alfred Chansler, praying to be reimbursed for moneys expended by him for the apprehension and conviction of a felon.

3. Mr. Sterett presented the remonstrance of sundry citizens of Hancock county, against altering or dividing the first magistrates' district in said county.

4. Mr. Anthony presented the remonstrance of sundry citizens of Allen, Barren and Monroe counties, against repealing the law declaring Big Barren river a navigable stream above the mouth of Peter's creek.

5. Mr. Parker presented the petition of school commissioners of school district, No. 3, in Hopkins county, praying compensation for a school in said district.

6. Mr. Lindsey presented the petition of James G. King and son, praying the payment of lost coupons on bonds of the State of Kentucky.

7. Mr. Huston presented the petition of Roger Quisenberry, praying to be refunded the sum of $30, taxes improperly paid by him.

8. Mr. Pennebaker presented the remonstrance of sundry citizens of Owensboro', against the extension of the limits of said town.

Which were received, the reading dispensed with, and referred—the 1st and 8th to the committee on Propositions and Grievances; the 2d to Messrs. Marshall, Machen and Richardson; the 3d to the committee on Privileges and Elections; the 4th to the committee on Internal Improvement; the 5th to the committee on Education; the 6th to the committee on the Judiciary; and the 7th to the committee on Claims.

Mr. Combs moved the following resolutions, viz:

Whereas, more than forty years have now elapsed since Gen. Jackson fought and won the last great battle of the late war with Great Britain, at New Orleans, on the 8th day of January, 1815; and few of those who participated in that eventful struggle are left to tell the tale of their sufferings and services; by far the greater number, with mutilated limbs or broken constitutions, have gone down to the grave—many of them in penury and want—now and then we see an old survivor, too proud to beg, with shattered frame and mean attire, walking

through our streets, or retired to some humble cabin in the mountains, sustained by his descendants.

The war of the revolution achieved our liberty—the war of 1812 secured for us and our posterity our free institutions forever.

In less than forty years after the close of our revolutionary struggle, a grateful congress of the United States passed a general pension law for the benefit of the surviving officers and soldiers of that immortal conflict, at a time when the public treasury was empty, the nation poor in all its resources, and heavy war debts hanging over us. *Now* the nation is rich, its resources almost infinite, and no debts pressing upon us for payment; is it then unreasonable to ask that similar justice be done to the grey-headed survivors of the war of 1812, and to the widows and children of those who are dead?

Be it therefore resolved, That in our judgment the present congres of the United States ought to extend to the surviving soldiers of the war of 1812, and to the widows and orphans of those who are dead, the same pension system adopted for those of the revolution.

Resolved, That every principle of justice requires that the pensions of those who were wounded, or otherwise disabled, during the late war, should commence at the date of the disability.

Resolved, That the pension laws in regard to the widows of revolutionary officers and soldiers, as construed and executed for the last twenty-five years, ought still to be administered with a fair and liberal spirit, and not according to technical precedents in civil or criminal cases.

Resolved, That in our opinion, the pensions granted to the widows of officers and soldiers dying or being killed in the service of the United States, ought to be extended —— years.

Resolved, That acopy of these proceedings be forwarded to the President and Vice President of the United States, and to each of our Senators and Representatives in congress, with a respectful request of their early and favorable consideration.

Which were unanimously adopted.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Religion—

1. A bill making Lucinda Anderson the lawful heir of Parker Williamson.

By same—

2. A bill to incorporate the Preacher's Aid Society of the Louisville Conference of the Methodist Episcopal Church South.

By same—

3. A bill to incorporate the Methodist Church at Clinton, in Hickman county.

By the committee on Ways and Means—

4. A bill for the benefit of James Moore, of Owsley county.

By same—

5. A bill for the benefit of the sheriff of Marion county.

By same—

6. A bill for the benefit of John J. Miller, of Boone county.

By same—

7. A bill for the benefit of Samuel Thomas, of Monroe county.

By the committee on Internal Improvement—

8. A bill to incorporate the Maxville, Thompsonville, and Springfield Turnpike road Company.

By same—

9. A bill to incorporate the New Castle and Carrollton Turnpike road Company.

By same—

10. A bill to incorporate the Raywick Turnpike road Company.

By same—

11. A bill to incorporate the Lebanon and Raywick Turnpike road Company.

By same—

12. A bill to incorporate the Pleasant Hill and Jessamine Turnpike road Company.

By same—

13. A bill to incorporate the Maxville and Pleasant Run Turnpike road Company.

By same—

14. A bill to establish a Sinking Fund for the city of Lexington.

By same—

15. A bill to authorize the appointment of commissioners of a sinking fund, and to provide for the payment of the public debt of Fayette county.

By same—

16. A bill to amend an act to incorporate the North Middletown and Livy Turnpike road Company.

By same—

17. A bill to relieve common school districts not regularly reported.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 2d, 3d, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th and 16th bills were severally ordered to be engrossed and read a third time; the 4th was referred to the committee on the Judiciary; and the 17th was ordered to be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading

of the 1st, 2d, 3d, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th and 16th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Ways and Means, who were appointed to prepare and bring in the same, reported a bill to repeal an act, approved March 4, 1856, in relation to peddlers.

Which was read the first time, and ordered to be read a second time

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Sundry amendments were then proposed to said bill.

Ordered, That said bill and amendments be referred to the committee on the Judiciary.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
January 7th, 1858.

Gentlemen of the Senate and House of Representatives:

I herewith transmit the monthly statements of the condition of the Northern Bank of Kentucky and branches, for the year 1857; the statement of the condition of the Bank of Kentucky and branches, on the 1st of December, 1857; the statement of the condition of the Bank of Louisville and branches on the same day; the statement of the condition of the Commercial Bank of Kentucky and branches on the same day; and the statement of the condition of the Farmers Bank and branches on same day. Also, a statement of the condition of the following Deposit Banks, viz: Deposit Bank of Paris, Central Bank of Kentucky, Deposit Bank of Springfield, Deposit Bank of Lancaster, Agricultural Deposit Bank of Lexington, and the Deposit Bank of Cynthiana.

C. S. MOREHEAD.

[*For Statements—see Legislative Documents.*]

Ordered, That the same be referred to the committee on Banks, and that the Public Printer forthwith print 150 copies of said message, for the use of the members of the General Assembly.

The amendments proposed by the Senate to a resolution of this House, requesting the Governor to have a salute fired on the 8th of January and 22d of February,

Were taken up, twice read, and concurred in.

Leave was given to bring in the following bills, viz:

On motion of Mr. Lindsey—1. A bill amending the laws of expatriation.

On motion of same—2. A bill amending the law in relation to wills.

On motion of same—3. A bill amending section 93, title 5, Civil Code.

On motion of same—4. A bill allowing the city of Frankfort to create a sinking fund.

On motion of same—5. A bill to charge the inhabitants of the city of Frankfort with the payment of the county levy of Franklin county, and to give the county court of said county power to increase said levy.

On motion of Mr. A. H. Talbott—6. A bill to change the time of holding the Carroll quarterly court.

On motion of Mr. McAfee—7. A bill to amend the charter of the Nicholasville and Kentucky river Turnpike road Company.

On motion of Mr. Burns—8. A bill for the benefit of John Dills, jr., late common school commissioner of Pike county.

Ordered, That the committee on Revised Statutes prepare and bring in the 1st, 2d and 3d bills; Messrs. Lindsey, Goodloe and Duncan the 4th; the committee on the Judiciary the 5th; the committee on county courts the 6th; the committee on Internal Improvement the 7th; and the committee on Education the 8th.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined an enrolled resolution, which originated in this House, requesting the Governor to have a salute fired on the 8th of January and 22d of February.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

Mr. Lindsey moved the following resolution, viz:

Resolved, That the committee on the Penitentiary be and they are hereby instructed to report some plan for settling with the present keeper of the penitentiary, at the end of his lease, and of receiving such material and machinery as he may have on hand at the end of the lease.

Which was adopted.

The House again resolved itself into a committee of the Whole, on the bill establishing a conventional rate of interest, and amending the usury laws of this Commonwealth, and the amendments proposed thereto—Mr. Johnson in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Johnson reported that the committee had, according to order, had under consideration the bill and amendments aforesaid, and made some progress therein, but not having time to go through the same had instructed him to ask leave to sit again.

Which was granted.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed a resolution which originated in this House, requesting the Governor to have a salute fired on the 8th of January and 22d of February.

On motion of Mr. Huston—

Resolved, That when this House adjourns to-day they will adjourn to meet on Saturday next, at 10 o'clock, A. M.

And then the House adjourned.

SATURDAY, JANUARY 9, 1858.

A message was received from the Senate, announcing that they had passed bills from this House of the following titles, viz :

An act to incorporate the Christian Church, in Hustonville.

An act to amend an act, entitled, an act for the benefit of Joshua Oaks.

An act to amend an act, entitled, an act to amend the charter of the Versailles and Anderson Turnpike road Company.

An act to amend the charter of Bacon College.

An act to amend the charter of the Kentucky River Turnpike road Company.

An act to amend the 4th section of an act to amend an act to establish a sinking fund in Bourbon county, approved March 10, 1856.

An act for the benefit of Samuel I. M. Major.

An act to change the time of holding the quarterly courts in Russell county.

An act to change the place of voting in district No. 2, in Ballard county.

An act to incorporate Pocahontas Tribe, No. 3, of the Improved Order of Red Men, at Newport.

An act to change the law in relation to the Kentucky river improvement, approved March 10, 1856.

An act to incorporate the Methodist Female College, at Covington, Kentucky.

With amendments to the three last named bills.

That they had passed bills of the following titles, viz:

An act to amend and reduce into one the several acts in relation to the town of Hopkinsville.

An act authorizing the trustees of the town of London to sell an alley in said town.

An act for the benefit of Wm. Fox and John Crawford.

An act to establish and incorporate the town of Johnsonville, in Anderson county.

An act to incorporate the Christian Church of Ghent, in Carroll county.

1. Mr. J. L. Caldwell presented the petition of sundry citizens of the town of Græfenburg, in Shelby county, praying a change in the name of said town.

2. Mr. Leathers presented the petition of sundry citizens of Anderson, Mercer, Washington, Nelson and Spencer counties, praying the establishment of a new county out of parts of said counties.

3. Mr. Thomas presented the petition of sundry citizens of Spencer county, praying a change in the voting place in Mt. Eden district, in said county.

4. Mr. Rachford presented the petition of sundry citizens of Campbell county, praying the establishment of an additional ferry across the Ohio river, at Newport.

5. Mr. Hansford presented the petition of the children and devisees of Hugh Logan, praying the passage of an act authorizing a decree for the sale of certain lands.

6. Mr. Barbee presented the petition of the Muldrough's Hill, Campbellsville and Columbia Turnpike road Company, in relation to the road across Muldrough's Hill.

7. Mr. Huston presented the petition of George W. Tracy, praying to be permitted to peddle without license.

Which were received, the reading dispensed with, and referred—the 1st and 3d to the committee on Privileges and Elections; the 2d and 5th to the committee on Propositions and Grievances; the 4th to the committee on the Judiciary; the 6th to the committee on Internal Improvement; and the 7th to the committee on Ways and Means.

The following bills were reported by the committees appointed to prepare and bring in the same, viz:

By Mr. W. H. Hamilton—

1. A bill to change the voting place in district No. 4, in Larue county.

By Mr. Crawford—

2. A bill authorizing the county court of Estill county to levy an additional *ad valorem* tax on the property in said county.

By Mr. Browder—

3. A bill for the benefit of Sampson M. Johnson.

By Mr. Reid—

4. A bill for the benefit of the county clerk of Morgan county.

By Mr. Wickliffe—

5. A bill to incorporate the Bardstown and Chaplintown Turnpike road Company.

By same—

6. A bill to incorporate the Bardstown and Bloomfield Turnpike road Company.

By Mr. Kelsey—

7. A bill to incorporate Martin Institute.

By Mr. Brann—

8. A bill to amend the charter of the town of Falmouth.

By Mr. Winston—

9. A bill to incorporate the Highland Coal Company.

By Mr. Hines—

10. A bill changing the time of holding the October term of the Warren quarterly court.

By Mr. Lyne—

11. A bill to extend the terms of the Henderson circuit court.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 9th, 10th and 11th were severally ordered to be engrossed and read a third time, and the 8th was referred to the committee on the Judiciary.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 9th, 10th and 11th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Russell—1. A bill allowing agents of the Columbia quarterly Conference Methodist Episcopal Church South to sell and convey their parsonage in Adair county.

On motion of Mr. Leathers—2. A bill amending the 24th section,

article 17, chapter 28, of the Revised Statutes, title Crimes and Punishments.

On motion of Mr. Chamblin—3. A bill to repeal a law licensing Studs, Jacks, Bulls, &c.

On motion of same—4. A bill to revive the charter of the Farmer's Turnpike road, in Boone county.

On motion of same—5. A bill to revive the charter of the People's turnpike road in Boone county.

On motion of same—6. A bill to protect the citizens of Boone county against depredation from hunters, fishermen, &c.

On motion of Mr. G. S. Caldwell—7. A bill for the benefit of the circuit clerk of Boyle county.

On motion of Mr. Clement—8. A bill incorporating the Highland Coal Company.

On motion of Mr. Crawford—9. A bill for the benefit of the Christian Church, in Irvin, Estill county.

On motion of Mr. Fleming—10. A bill for the benefit of school districts Nos. 14 and 15, in Fleming county.

On motion of same—11. A bill for the benefit of Dr. R. A. Lightfoot, of Fleming county.

On motion of Mr. Lindsey—12. A bill in reference to the "New Kentucky Justice."

On motion of same—13. A bill to amend the Civil Code, in reference to jurisdiction of courts.

On motion of Mr. Sterett—14. A bill changing the time of holding the circuit and equity courts in the 3d judicial district.

On motion of Mr. Harned—15. A bill for the benefit of John Spriggs, Dennis Pursell and Henry Spinks.

On motion of same—16. A bill for the benefit of John Troutman and others, of Nelson county.

On motion of same—17. A bill to incorporate the Boston Turnpike road Company.

On motion of same—18. A bill to incorporate Dunavan Lodge, No. 282, of Free and Accepted Masons, at Petersburg, in Nelson county.

On motion of Mr. Jessee—19. A bill to amend the charter of the town of Eminence.

On motion of same—20. A bill for the benefit of A. J. Allen, of Henry county.

On motion of Mr. Crossland—21. A bill to charter the Fulton county Agricultural and Mechanical Association.

On motion of same—22. A bill to charter the Masonic Publication Association.

On motion of same—23. A bill for the benefit of Julian Nail, of Fulton county.

On motion of Mr. Parker—24. A bill to change the time of holding the Hopkins quarterly court.

On motion of Mr. Burns—25. A bill creating an additional voting place and justices' district in Floyd county.

On motion of Mr. Davis—26. A bill to regulate the tolls of the Cumberland Gap road.

On motion of same—27. A bill to incorporate a railroad from Cumberland Gap to Lexington.

On motion of Mr. Newcum—28. A bill for the benefit of James C. Johnson, of Rockcastle county.

On motion of same—29. A bill in relation to the navigation of Rockcastle river.

On motion of same—30. A bill to regulate the mode of keeping the papers and records of the circuit court of Rockcastle county.

On motion of Mr. Hansford—31. A bill to amend the charter of the Crab Orchard and Gilmore's Lick Turnpike road Company.

On motion of same—32. A bill for the benefit of J. M. Hughes, of Lincoln county.

On motion of same—33. A bill for the benefit of common school district, No. 12, in Lincoln county.

On motion of Mr. Huey—34. A bill establishing a state road from Eddyville to Paducah.

On motion of Mr. Browder—35. A bill to amend an act, entitled, an act to incorporate the Russellville and Clarksville Turnpike road Company.

On motion of same—36. A bill for the benefit of Photographic Artists.

On motion of Mr. Lyon—37. A bill for the benefit of John Rapp, of Louisville.

On motion of Mr. Duncan—38. A bill for the protection of wild game in certain counties.

On motion of Mr. Boarman—39. A bill to incorporate the Presbyterian Church, in Marion county.

On motion of Mr. Marshall—40. A bill to incorporate the North Keutucky Agricultural and Mechanical Association, of Mason, Lewis and Fleming counties.

On motion of same—41. A bill for the benefit of Sam. W. Owens, clerk of the Mason circuit court.

On motion of Mr. Brown—42. A bill to change the time of holding the circuit courts in the 3d judicial district.

On motion of Mr. Trapnall—43. A bill to amend section 17, article 4, chapter 47, of Revised Statutes.

On motion of same—44. A bill to amend chapter 99, article 2, of the Revised Statutes, title Licensed Merchants.

On motion of same—45. A bill to amend article 13, chapter 27, page 229, of the Revised Statutes.

On motion of same—46. A bill to require magistrates' books and records to be lodged in the county court clerks' offices.

On motion of Mr. McMillan—47. A bill amending the charter of the Barren county railroad.

On motion of same—48. A bill authorizing the county of Barren to subscribe stock in the Barren county Railroad.

On motion of Mr. Daniel—49. A bill to incorporate the Mt. Sterling and Howard's Mill Turnpike road Company.

On motion of same—50. A bill for the benefit of the late clerk of the Montgomery circuit and county courts.

On motion of same—51. A bill to incorporate the Mt. Sterling and Mt. Ida Turnpike road Company.

On motion of Mr. Reid—52. A bill for the benefit of A. S. Trimble, former sheriff of Morgan county.

On motion of Mr. Eaves—53. A bill to amend chapter 70 of the Revised Statutes, title Occupying Claimants.

On motion of same—54. A bill to amend article 7, chapter 83, of the Revised Statutes, prescribing the duties of the board of supervisors.

On motion of same—55. A bill to amend the law establishing a police court in the town of Greenville.

On motion of Mr. DeHaven—56. A bill to amend section 1, article 1, chapter 57, of the Revised Statutes.

On motion of Mr. Drane—57. A bill to amend the charter of the Eminence High School.

On motion of Mr. J. L. Caldwell—58. A bill for the benefit of Nat Clark, of color, of Shelby county.

On motion of same—59. A bill extending the limitation on merchants' accounts.

On motion of same—60. A bill to provide for taking depositions on interrogatories.

On motion of Mr. Sebree—61. A bill to incorporate Attalia Lodge, No. 94, I. O. O. F.

On motion of same—62. A bill to incorporate Allenville Lodge, No. 182, of Free and Accepted Masons.

On motion of same—63. A bill to amend the charter of the Glasgow and Scottsville Turnpike road Company.

On motion of Mr. Roach—64. A bill to allow the county court of Trigg to change the state road in said county.

On motion of same—65. A bill to authorize the board of trustees of towns to tax ale and beer shops.

Ordered, That Messrs. Russell, Eaves and Browder prepare and bring in the 1st; the committee on the Revised Statutes the 2d, 38th, 43d, 44th, 45th, 46th, 53d, 54th, 56th, 59th and 65th; the committee on Ways and Means the 3d; the committee on Internal Improvement the 4th, 5th, 17th, 27th, 29th, 31st, 34th, 47th, 48th, 49th, 51st and 63d; the committee on Propositions and Grievances the 6th, 15th, 16th, 19th, 26th and 37th; Messrs. G. S. Caldwell, Jackson and Hansford the 7th; Messrs. Clement, Parker and Winston the 8th; the committee on Religion the 9th, 28th and 39th; the committee on Education the 10th, 33d and 57th; the committee on Claims the 11th, 20th and 23d; the committee on the Judiciary the 12th, 22d, 32d, 36th, 61st and 62d; the committee on the Codes of Practice the 13th and 60th; Messrs. Harned, McDaniel and Armstrong the 18th; the committee on Agriculture and Manufactures the 21st and 40th; the committee on County Courts the 24th, 50th and 64th; the committee on Privileges and Elections the 25th and 58th; Messrs. Sterett, Brown and Daily the 14th; the committee on Circuit Courts the 30th and 41st; Messrs. Browder, Sebree and Hines the 35th; Messrs. Brown, Gray and Daily the 42d; Messrs. Reid, Brown and Goodloe the 52d; and Messrs. Eaves, Thompson and Russell the 55th.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act to incorporate Telula Lodge, No. 70, I. O. O. F., in the town of Smithland.

An act for the benefit of Waynesburg Lodge, No. 328, of Ancient York Masons.

An act to incorporate Bradford Lodge, No. 123, of Free and Accepted Masons.

An act to amend the laws allowing fees to justices.

An act to incorporate the Odd Fellows Hall Association, of Lexington.

An act for the benefit of E. P. Hill's administrator.

An act to change the April and October terms of the Clarke county court.

An act for the benefit of Robt. Bates, late sheriff of Letcher county.

An act placing the control of the State road in Whitley county in the county court of said county.

An act to incorporate a second fire company in the city of Frankfort.

An act changing the time of holding the March term of the Oldham quarterly court.

An act for the benefit of James H. Parker, clerk of Campbell county court.

An act to amend an act to reduce into one the several acts relating to the town of Taylorsville.

An act for the benefit of school district, No. 13, in the county of Oldham.

An act to amend the charter of the Harrod's Creek Academy.

An act to incorporate Walton Lodge, No. 202, of Free and Accepted Masons.

An act for the benefit of S. D. Winterbower, late deputy sheriff of Hardin county.

An act for the benefit of Mrs. Eleanor Aberdeen.

An act repealing an act for the benefit of the trustees of Prestonsburg.

An act for the benefit of the circuit and county court clerks of this Commonwealth.

Mr. C. Field, jr., moved the following preamble and resolutions, viz:

Resolved by the House of Representatives of the Commonwealth of Kentucky, That the intelligence of the death of William Chenault, (member of the House of Representatives from the county of Madison,) has been received with emotions of profound sorrow.

Resolved, That in his death this House has lost a valuable member, and the Commonwealth of Kentucky a gifted, well-tried, and noble-hearted public servant.

Resolved, That as a mark of respect for his memory, the members of the House of Representatives wear the usual badge of mourning for 30 days.

Resolved, That the Speaker of this House transmit to the relatives of the deceased, a copy of these resolutions.

Resolved, That as a further mark of respect to the memory of our deceased friend, that the House do now adjourn.

Which were unanimously adopted.

And then the House adjourned.

MONDAY, JANUARY 11, 1858.

A message was received from the Senate, announcing that they had passed bills from this House of the following titles, viz :

An act regulating the duties of constables, after the expiration of their term of office.

An act to amend an act, entitled, an act to establish a sinking fund for Clarke county, approved March 4, 1856.

An act to amend an act to incorporate the Union Agricultural and Improvement Association, of Mason and Bracken counties.

An act to incorporate Ark Lodge, No. 86, of the I. O. of O. F., at Caseyville, Kentucky.

That they had passed bills of the following titles, viz :

An act for the benefit of common school districts in this Commonwealth.

An act to amend section 241 of the Code of Practice.

An act to amend 342d section of the Criminal Code.

An act in regard to the duties of trustees of the jury fund and commonwealth attorneys.

An act to incorporate the Louisville and Cane Run Plank road Company.

An act to incorporate the Ohio county Agricultural, Mechanical and Domestic Society.

1. Mr. Ellis presented the petition of sundry citizens of Boone county, praying the removal of a toll-gate on the Lexington and Covington turnpike road.

2. Mr. Johnson presented the petition of John C. Young, praying an appropriation of $3,000 for work done on the Danville Deaf and Dumb Asylum.

3. Mr. Hansford presented the petition of sundry citizens of Waynesburg, Lincoln county, praying the passage of an act incorporating said town.

4. Mr. Hensley presented the petition of Elijah Chambers and others, citizens of Breathitt county, praying to be attached to the county of Owsley,

5. Mr. Brann presented the petition of sundry citizens of the town of Falmouth, in Pendleton county, praying that coffee houses be licensed in said town.

6. Mr. Shawhan presented the petition of sundry citizens of Cynthiana, praying an amendment to the charter of said town.

7. Mr. Roach presented the petition of sundry citizens of the county of Trigg, praying a modification of the charter of the Trigg Male and Female Seminary.

8. Mr. Hensley presented the petition of sundry citizens of Morgan, Johnson and Floyd counties, praying the establishment of a new county out of parts of said counties.

9. Also, the remonstrance of sundry citizens of Owsley county, against the establishment of a new county out of parts of Laurel, Madison and Owsley counties.

10. Mr. Trapnall presented the petition of Samuel Coke, praying compensation for acting as sheriff of Anderson county, during the illness of the sheriff and his deputies.

11. Mr. Woods presented the petition of Frederick B. Kemper, praying to be allowed to sell or exchange slaves imported by him into this State.

12. Mr. Newcum presented the petition of sundry citizens of the town of Mt. Vernon, Rockcastle county, praying that the constable in the first district of said county may be allowed to appoint a deputy.

13. Mr. Russell presented the petition of a committee of Neatsville Lodge, No. 192, in Adair county, praying the passage of an act to incorporate said Lodge.

Which were received, the reading dispensed with, and referred—the 1st, 4th, 6th, 8th and 9th to the committee on Propositions and Grievances; the 2d and 10th to the committee on Claims; the 3d to Messrs. Hansford, Boarman and Mitchell; the 5th, 11th and 12th to the committee on the Judiciary; the 7th to the committee on Education; and the 13th to Messrs. Russell, Eaves and Duncan.

The following bills were reported by the committees appointed to prepare and bring in the same, viz:

By Mr. Brown—

A bill to change the time of holding the courts in the 3d judicial district.

By Mr. Stitt—

A bill for the benefit of James E. Secrest, late sheriff of Nicholas county.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the Senate of the following titles, viz:

1. An act to incorporate the Christian Church of Ghent, in Carroll county.

2. An act to establish and incorporate the town of Johnsonville, in Anderson county.

3. An act for the benefit of Wm. M. Fox and John Crawford.

4. An act authorizing the trustees of the town of London to sell an alley in said town.

5. An act to amend and reduce into one the several acts in relation to the town of Hopkinsville.

6. An act to establish the town of Rochester, in Butler county.

7. An act providing a general mechanics' lien law.

8. An act to amend the 42d chapter of the Revised Statutes.

9. An act to amend an act, entitled, act to establish equity and criminal courts in the first judicial district.

10. An act for the benefit of Ralph Cotton and John Gardner, of Nelson county.

11. An act for the benefit of A. J. Fleming.

12. An act to incorporate Zion Baptist Church and Zion Baptist Seminary.

13. An act for the benefit of Eleanor G. Vance.

14. An act for the benefit of Benjamin F. Gambell.

15. An act to incorporate the Kentucky river Mosely Iron Bridge Erecting Company.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st and 12th were referred to the committee on Religion; the 2d and 6th to the committee on County Courts; the 3d and 9th to the committee on Circuit Courts; the 4th, 5th, 7th and 13th to the committee on the Judiciary; the 8th to the committee on the Revised Statutes; the 10th and 15th to the committee on Internal Improvement; the 11th to the committee on Education; and the 14th was ordered to be read a third time.

The rule of the House, constitutional provision, and third reading of the 14th bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The House then, according to special order, took up for consideration the bill to establish the county of Jackson,

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That from and after the 25th day of April, 1858, so much of the counties of Madison, Estill, Owsley, Clay, Laurel and Rockcastle as is included within the following boundary is hereby erected into and established a separate and distinct county, to be known and called Jackson county, viz: Beginning at Robert Cox', on the top of the Big Hill, in Madison county, so as to include said Cox; thence running with the state road leading from Richmond to London, (so as to exclude the residence of Wm. L. Mullins,) to Rockcastle river; thence up said river, with the meanderings thereof, to the mouth of Moore's creek; thence a straight line to the beginning corner Ballard Smith's forty thousand acre survey of land; thence with the south-east line of the same to the crossing of Terrill's creek; thence up Terrill's creek, with the meanders thereof, to the gap in the ridge between Terrill's creek and Sexton's creek; thence a straight line to the burned cabins, where George Rader once lived; thence a straight line to one of the lines of the aforesaid Ballard Smith survey, near the old Thomas Chesnut place, on a fork of Sexton's creek; thence with a line of the same, eastwardly, to a corner of said survey, on the top of a ridge; thence with the dividing ridge between the waters of Sexton and Island creeks and a branch of Sturgeon creek, to the gap in the ridge near the old James Bales place; thence a straight line to M. C. Hughes', so as to include said Hughes; thence with the main road to William Clarke's, so as to exclude him; thence with the road leading to the Brushy mountain, to the old Muck place; thence a straight line to the widow Sparks', so as to include her; thence a straight line to the Gum pond, on the top of the ridge between Station Camp creek and the waters of the Red Lick fork of the same; thence a straight line to the Tilford Coil place; thence a straight line to the John Rose place; thence a straight line to the old Freeman place; thence a straight line to the Matthew Lamb place; thence a straight line to the beginning.

§ 2. The name of the seat of justice of Jackson county shall be McKee, and shall be located within said county as near the centre thereof as may be, by Reuben Munday, of the county of Madison, Ewing Gipson, of the county of Owsley, R. T. Benton, of the county of Estill, T. T. Garrard, of the county of Clay, Levi Jackson, of the county of Laurel, and James D. Ballard, of the county of Rockcastle, who are hereby appointed commissioners for that purpose, a majority of whom may act, after having been duly quailfied faithfully to discharge the duties of the trust herein assigned them. Said commissioners shall meet at the residence of John Morris, on the fourth Monday in March, 1858, and then and there proceed to locate said seat of justice; and may adjourn from time to time and from place to place, until they shall have completed the duties herein assigned them; and when they shall have located the county seat of said county, they shall sign two written certificates of the same, one of which they shall transmit to the secretary of state, and the other they shall lodge in the hands of Isaac J. Forbes, who shall deliver the same to the county court clerk of said county, when one shall have been elected, who shall record the same in his office.

§ 3. The county of Jackson shall be divided into six justices' districts, which districts shall also be election precincts, in each of which there shall be elected two justices of the peace and one constable. John Morris, George Rogers, Carter Lakes, Morgan Forbes, John Farmer and Robert Hays—a majority of whom may act—are hereby appointed commissioners to lay off said districts and designate the places of voting therein; but before they enter upon the duties herein assigned them, they shall take an oath faithfully to discharge the same. They shall meet at the residence of Solomon Stephens, on the fourth Monday in March, 1858, or as soon thereafter as may be, and proceed to discharge the duties imposed upon them by this act; and may adjourn from time to time and from place to place until they complete the same. They shall lodge in the hands of Isaac J. Forbes certified copies of said districts, who shall hold the same until a county court clerk for said county is elected, and then deliver the same to said clerk, who shall record the same in his office; and said commissioners shall also transmit to the secretary of state a certified copy of said districts. They shall also, at the same time, designate two suitable persons to act as judges, one to act as clerk, and one to act as sheriff in each of said districts, of an election for the election of county officers for said county, who shall take an oath faithfully and impartially to discharge the duties of their respective offices.

§ 4. An election shall be held in said county on the first Saturday in May, 1858, for the election of a circuit court clerk, a county court clerk, presiding judge of the county court, sheriff, jailer, coroner, surveyor, assessor of tax, and county attorney, and two justices of the peace and one constable in each justices' district in said county. Those who acted as sheriffs of the election shall meet at the residence of Solomon Stephens, in said county, on the third day after the election, and carefully compare the polls, and shall sign three certificates of election of the persons elected to each office, designating the person who received the highest number of votes, and the office to which he is elected; one of which they shall transmit to the secretary of state, one to the officer elected, and they shall lodge one in the hands of John Morris, who shall deliver it to the county court clerk of the county of Jackson, when one shall be elected, which shall be by said clerk duly recorded in his office. It shall be the duty of the governor of this commonwealth to commission such of said officers so elected as is required by existing laws to be commissioned. The officers first elected under the provisions of this act shall hold their respective offices until the next regular election for like officers, and until their successors are elected and qualified. They shall qualify, and execute such bond as is required by existing laws from like officers.

§ 5. The presiding judge of the county court and justices of the peace of said county, or a majority of said justices concurring, shall be and they are hereby authorized and empowered to select suitable lots of ground within the seat of justice of said county, upon which to erect the necessary public buildings, and purchase and make provision for the payment of the same, by levying a poll tax on each titheable person in said county, from year to year, until the same is paid for; or they may receive said lots of ground by donation, and when so pur-

chased or donated, the vendor or donor shall make deeds of conveyance to the county court of said county, for said lots of ground; and the title thereof shall vest in the county court, for the use of said county.

§ 6. The county court of said county shall be held on the third Monday in each month in which no circuit court is held; and the quarterly courts shall be held on Tuesdays after the third Mondays in June, September, December and March, and continue three juridical days, if the business of said court shall so require.

§ 7. It shall be the duty of the county court of said county to provide suitable rooms in which to hold the circuit and county courts, until a court house shall be erected for said county.

§ 8. *And be it further enacted*, That M. C. Hughes be and he is hereby appointed a commissioner, with such assistance as he may deem necessary to employ, to run and plainly mark the boundary lines of Jackson county, as laid down in the first section of this act; and survey and lay down the plan of the county seat of said county; he shall make out two written certificates of each, one of which he shall transmit to the secretary of state, and the other he shall deliver to the county court clerk of said county, who shall record the same in his office.

§ 9. It shall be the duty of the county court of said county to allow each of the commissioners appointed in this act, reasonable compensation for their services, and make provision for the payment of the same, out of the county levy.

§ 10. The assessors of tax of the counties of Madison, Estill, Owsley, Clay, Laurel and Rockcastle, for the year 1858, shall proceed as though this act had not passed, except they shall make out separate books of that portion of their respective counties that has been stricken off and included within the county of Jackson, and return the same to the county court of Jackson county.

§ 11. The county of Jackson shall have the use of the jail of Rockcastle county until a jail be built for said county of Jackson; and the jailer of Rockcastle county shall receive all persons committed from the county of Jackson, under the same rules and regulations as if committed from Rockcastle county.

§ 12. The secretary of state is hereby directed to furnish the county of Jackson with all the necessary books that are required by law to be furnished to county officers and clerks' offices within this commonwealth.

§ 13. The counties of Madison, Estill, Owsley, Clay, Laurel and Rockcastle shall have jurisdiction in all things until this act takes effect, as though the same had not passed.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Gray and Newcum, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ellis,	Jonathan Newcum,
Vene P. Armstrong,	Curtis Field, Jr.,	Hugh Newell,
Elias L. Barbee,	George S. Fleming,	William B. Parker,
William A. Barton,	Wm. O. Hansford,	William P. Payne,
James C. Belshe,	Wilford Lee Harned,	C. D. Pennebaker,
Robert Browder,	Pleasant Hines,	Robert Richardson,
Erasmus O. Brown,	John B. Huston,	John I. Roach,
Thomas H. C. Bruce,	James S. Jackson,	Elijah G. Sebree,
Gabriel S. Caldwell,	Madison C. Johnson,	Thomas Shanks,
Braxton W. Chamblin,	Milton E. Jones,	Joseph Shawhan,
Leslie Combs,	James B. Lyne,	William B. Skean,
Edward Crossland,	John G. Lyon,	Isaac Smith,
Dillard C. Daniel,	Willis B. Machen,	Charles P. Talbot,
James W. Davis,	Charles A. Marshall,	T. C. Winfrey,
Thomas M. Dickey,	Allen L. McAfee,	Benjamin M. Winston,
Stephen T. Drane,	James H. McDaniel,	William Woods,
Blanton Duncan,	John H. McMillan,	S. Worthington—53.
Charles Eaves,	James M. Mitchell,	

Those who voted in the negative, were

William T. Anthony,	George W. Hamilton,	Newton P. Reid,
Robert Bates,	Wm. H. Hamilton,	William E. Russell,
Joseph M. Boarman,	Elisha Hardy,	Green Sterett,
William A. Brann,	Harvey F. Hensley,	William J. Stitt,
John M. Burns,	James K. Huey,	Ambrose H. Talbott,
Isaac N. Clement,	Hiram Kelsey,	Alex. W. Thomas,
Oliver Crawford,	Alfred Kendall,	Henry Thompson,
Francis M. Daily,	Thomas N. Lindsey,	Benjamin C. Trapnall,
Samuel E. DeHaven,	John C. McCreary,	Joshua T. White,
Henry B. Dobyns,	Samuel F. Morse,	Richard P. Whitt,
John Donan,	Joseph Patton,	John C. Wickliffe,
John Ficklin,	Remus Payne,	John K. Wilson,
Abram H. Field,	H. K. Rachford,	John H. Woosley—40.
Anderson Gray,		

Resolved, That the title thereof be as aforesaid.

The House then, according to special order, took up for consideration the bill to amend the charter of the Kentucky State Agricultural Society.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then put upon the passage of said bill, and after some discussion had thereon, the hour of 12 arrived, when the House proceeded to the orders of the day.

The House again resolved itself into a committee of the Whole, on the bill establishing a conventional rate of interest, and amending the usury laws of this Commonwealth, and the amendments proposed thereto—Mr. Johnson in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Johnson reported that the committee had, according to order, had under consideration the bill and amendments aforesaid, and made some progress therein, but not having time to go through the same had instructed him to ask leave to sit again.

Which was granted.

The House then took up the resolution from the Senate in relation to the election of public officers.

Which was twice read and concurred in.

The House then took up the bill from the Senate, entitled,

An act concerning ferries in Cumberland county.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Mr. Brown moved an amendment to said bill, by way of engrossed ryder.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the passage of said bill, as amended, and it was decided in the negaative.

And so said bill was disagreed to.

And then the House adjourned.

TUESDAY, JANUARY 12, 1858.

1. Mr. Wickliffe presented the petition of sundry citizens of Nelson county, praying a change in the voting place in district No. 5, in said county.

2. Mr. A. H. Field presented the petition of the trustees of school district No. 9, in Bullitt county, praying the passage of an act for their benefit.

3. Mr. McCreary presented the petition of John Gibson and sundry citizens of Simpson county, praying that said Gibson be permitted to peddle in that county without license.

4. Mr. Brann presented the petition of sundry citizens of the town of Falmouth, praying the passage of an act requiring the trustees of the Falmouth Seminary to settle with the Pendleton county court.

5. Mr. Chamblin presented the petition of sundry citizens of the town of Union, Boone county, Kentucky, praying a repeal of the charter of said town.

6. Also, the petition of sundry citizens of Petersburg, praying an amendment to the law giving compensation to the takers up of property floating or adrift on rivers.

7. Mr. Brown presented the petition of R. R. Jones, praying the legalization of a report made by him as school trustee of district No. 1, in Meade county.

8. Also, the petition of sundry citizens of Meade county, praying the passage of an act imposing a penalty for trespasses committed by citizens of other states upon the property of this state.

9. Mr. Huey presented the petition of sundry citizens of Graves county, praying that Symconia precinct, in said county, be added to Marshall county.

Which were received, the reading dispensed with, and referred—the 1st to the committee on Privileges and Elections; the 2d, 4th and 7th to the committee on Education; the 3d to the committee on Ways and Means; the 5th, 6th and 9th to the committee on Propositions and Grievances; and the 8th to the committee on the Judiciary.

Mr. Marshall, from the committee appointed to prepare and bring in the same, reported a bill for the benefit of Alfred Chansler,

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That said bill be referred to the committee on Claims.

The House again resumed the consideration of the bill to amend the charter of the Kentucky State Agricultural Society.

The said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That so much of the ninth section of an act, entitled, an act to incorporate the Kentucky State Agricultural Society, and to give encouragement to all the arts and sciences connected therewith, as requires the annual meeting of said society to be held on the second Wednesday in January in each year, be and the same is hereby repealed; and the annual meetings of said society shall, hereafter, be

held on the Wednesday after the day fixed by law for the day of the meeting of the general assembly of Kentucky.

§ 2. That so much of the eleventh section of said act as may be construed to limit the appropriation from the treasury of the state in aid of the funds of said society, to the term of two years, be and the same is hereby repealed.

§ 3. This act shall take effect from its passage.

Mr. Kelsey moved to amend said bill, by striking out the second section.

And the question being taken thereon, it was decided in the affirmative.

Mr. Johnson moved the following, in lieu of the section stricken out, viz:

That the appropriation of $5,000 per annum be continued for two years longer.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	George W. Hamilton,	C. D. Pennebaker,
Joseph M. Boarman,	William O. Hansford,	H. K. Rachford,
Robert Browder,	Wilford Lee Harned,	Newton P. Reid,
Erasmus O. Brown,	Pleasant Hines,	Robert Richardson,
Gabriel S. Caldwell,	John B. Huston,	John I. Roach,
James L. Caldwell,	James S. Jackson,	Elijah G. Sebree,
Braxton W. Chamblin,	Madison C. Johnson,	Thomas Shanks,
Leslie Combs,	Thomas N. Lindsey,	Ambrose H. Talbott,
Dillard C. Daniel,	James B. Lyne,	Charles P. Talbot,
Samuel E. DeHaven,	John G. Lyon,	Alexander W. Thomas,
Stephen T. Drane,	Willis B. Machen,	Benjamin C. Trapnall,
Blanton Duncan,	Charles A. Marshall,	Joshua T. White,
Abram H. Field,	Allen L. McAfee,	John C. Wickliffe,
George S. Fleming,	James H. McDaniel,	John K. Wilson,
Sidney A. Foss,	James M. Mitchell,	Benjamin M. Winston,
John K. Goodloe,	William B. Parker,	William Woods,
Anderson Gray,	Remus Payne,	S. Worthington—51.

Those who voted in the negative, were

Mr. Speaker, (White,)	John Donan,	Jonathan Newcum,
William T. Anthony,	John Ellis,	Hugh Newell,
Elias L. Barbee,	John Ficklin,	Joseph Patton,
Robert Bates,	William H. Hamilton,	William P. Payne,
James C. Belshe,	Elisha Hardy,	Sinclair Roberts,
William A. Brann,	Harvey F. Hensley,	William E. Russell,
Thomas H. C. Bruce,	James K. Huey,	Joseph Shawhan,
John M. Burns,	George M. Jessee,	Wm. B. Skean,
Isaac N. Clement,	Milton E. Jones,	Isaac Smith,
Oliver Crawford,	Hiram Kelsey,	Green Sterett,
Edward Crossland,	Alfred Kendall,	William J. Stitt,
Francis M. Daily,	William F. Leathers,	Henry Thompson,
James W. Davis,	John C. McCreary,	Richard P. Whitt,
Thomas M. Dickey,	John H. McMillan,	T. C. Winfrey,
Henry B. Dobyns,	Samuel F. Morse,	John H. Woosley—45.

Resolved, That the title thereof be as aforesaid.

The House then took up for consideration the bill to regulate the weight and measurement of stone coal.

The said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That from and after the passage of this act, a bushel of stone coal shall be held to be, by weight, eighty pounds, and by measurement, twenty-six hundred and eighty-eight cubic inches; a ton of coal shall contain twenty-two hundred and forty pounds.

§ 2. *Be it further enacted*, That the mode of weighing and measureing coal, in any quantities, at any place in this commonwealth, shall be as aforesaid; and this act shall be in force from its passage.

Mr. Lindsey moved to amend said bill by striking out all of the first section after the enacting clause, and inserting in lieu thereof the following, viz:

That from and after the passage of this act, a bushel of Wheeling stone coal shall be held to be 84 pounds; all other stone coal, except Kentucky river coal, 76 pounds; Kentucky river coal 78 pounds; a bushel shall be 2688 cubic inches; a ton of coal 2240 pounds.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was taken on the passage of said bill, and it was decided in the negative.

And so said bill was rejected.

The yeas and nays being required thereon, by Messrs. Hensley and Burns, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Sidney A. Foss,	James M. Mitchell,
Vene P. Armstrong,	George W. Hamilton,	Remus Payne,
Robert Browder,	Pleasant Hines,	William P. Payne,
James L. Caldwell,	George M. Jessee,	C. D. Pennebaker,
Braxton W. Chamblin,	Madison C. Johnson,	H. K. Rachford,
Leslie Combs,	William F. Leathers,	Thomas Shanks,
Samuel E. DeHaven,	Thomas N. Lindsey,	Ambrose H. Talbott,
John Donan,	James B. Lyne,	Charles P. Talbot,
Stephen T. Drane,	John G. Lyon,	Benjamin C. Trapnall,
Blanton Duncan,	Charles A. Marshall,	Benj. M. Winston,
Charles Eaves,	Allen L. McAfee,	William Woods,
Curtis Field, Jr.,	James H. McDaniel,	S. Worthington—37.
George S. Fleming,		

Those who voted in the negative, were

William T. Anthony,	Abram H. Field,	William B. Parker,
Elias L. Barbee,	Anderson Gray,	Joseph Patton,
Robert Bates,	Wm. H. Hamilton,	Newton P. Reid,
James C. Belshe,	Wm. O. Hansford,	Robert Richardson,
Joseph M. Boarman,	Elisha Hardy,	John I. Roach,
William A. Brann,	Wilford Lee Harned,	Sinclair Roberts,
Erasmus O. Brown,	Harvey F. Hensley,	William E. Russell,
Thomas H. C. Bruce,	James K. Huey,	Joseph Shawhan,
John M. Burns,	John B. Huston,	Wm. B. Skean,
Gabriel S. Caldwell,	James S. Jackson,	Isaac Smith,
Isaac N. Clement,	Milton E. Jones,	Green Sterett,
Oliver Crawford,	Hiram Kelsey,	William J. Stitt,
Edward Crossland,	Alfred Kendall,	Alexander W. Thomas,
Francis M. Daily,	Willis B. Machen,	Henry Thompson,
Dillard C. Daniel,	John C. McCreary,	Joshua T. White,
James W. Davis,	John H. McMillan,	Richard P. Whitt,
Thomas M. Dickey,	Samuel F. Morse,	John K. Wilson,
John Ellis,	Jonathan Newcum,	T. C. Winfrey,
John Ficklin,	Hugh Newell,	John H. Woosley—57.

The House then took up for consideration a bill from the Senate, entitled,

An act to amend sub-section 5, of section 10, title 2, Criminal Code.

Ordered, That said bill be referred to the committee on the Codes of Practice.

The House again resolved itself into a committee of the Whole, on the bill establishing a conventional rate of interest, and amending the usury laws of this Commonwealth, and the amendments proposed thereto—Mr. Johnson in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Johnson reported that the committee had, according to order, had under consideration the bill and

amendments aforesaid, and made some progress therein, but not having time to go through the same had instructed him to ask leave to sit again.

Which was granted.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined sundry enrolled bills, and a resolution, which originated in the Senate, of the following titles, viz:

An act to provide for the election of special judges of the city court of Louisville, and to authorize the marshal of said court to appoint deputies.

An act for the benefit of Thomas Patterson, of Madison county.

An act to repeal section 2 of an act to authorize justices of the peace to hold inquests in certain cases.

An act to change the time of holding the Greenup county quarterly court.

An act to incorporate the German Gymnastic Association, of the city of Covington.

An act to incorporate the Virginia and Kentucky Bridge Company.

An act to amend an act, entitled, an act to regulate the duties of county and Commonwealth's attorneys.

An act for the benefit of Thomas P. Smith.

An act to amend the charter of the Franklin Insurance Company, of Louisville.

An act to incorporate Naomi Lodge, No. 129, I. O. of O. F.

An act to incorporate the Buck Creek Bridge Company.

An act for the benefit of the Danville, Dix River and Lancaster Turnpike road Company.

An act to amend an act incorporating the Hustonville and Coffey's Mill Turnpike road Company.

An act to incorporate the Lincoln's Run and May's Creek Turnpike road Company, in Washington county.

An act to amend an act incorporating the Hustonville, Liberty and Columbia Turnpike road Company.

An act declaring the office of county judge and common school commissioner incompatible.

A resolution in relation to the appointment of a committee to examine the Lunatic Asylum at Lexington.

Also, bills which originated in this House, of the following titles, viz:

An act for the benefit of B. D. Beall, late clerk of the Campbell county and circuit courts.

An act to amend an act, entitled, an act to amend an act incorporating the town of Raywick.

An act to change the time of holding the Bourbon county quarterly court.

An act authorizing the election of police judge and marshal for the town of Washington, Mason county.

An act for the benefit of Eliphus Johnson, of Johnson county.

An act to incorporate Forest Lodge, No. 308, of Free and Accepted Masons.

An act to change the time of holding the Clay county quarterly court.

An act to create the office of inspector of imported lumber, in the city of Louisville.

An act to establish a police court in the town of Winchester.

An act for the benefit of George Parker and A. J. M. Thompson, late sheriffs of Union county.

An act establishing an additional voting place in Hardin county.

An act for the benefit of James D. Ballard.

An act for the benefit of John S. Adams.

An act to amend section 614 of the Civil Code of Practice, in regard to depositions.

An act in relation to the fees of constables, in Franklin county.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

And then the House adjourned.

WEDNESDAY, JANUARY 13, 1858.

A message was received from the Senate, announcing their disagreement to bills from this House, of the following titles, viz:

An act to amend the Revised Statutes, title Slaves, Runaways, &c., article 5, section 3.

An act to amend the 2d section of article 63, of the Revised Statutes, entitled limitation of actions and suits.

An act for the benefit of Thomas Blackburn.

That they had passed bills from this House of the following titles, viz:

An act for the benefit of James Trimble, of Floyd county.

An act to establish an additional voting place in Knox county.

An act changing the voting place in district No. 4, in Bullitt county.

An act creating an additional justices district and voting precinct in Crittenden county.

An act to change magistrates' district, No. 2, in Washington county.

An act to amend the charter of the People's Insurance Company.

An act to change the county line between Perry and Letcher counties.

An act to amend the act chartering sundry turnpike road companies in Madison county.

An act for the benefit of R. D. Murray, school commissioner of Hart county.

With amendments to the three last named bills.

That they had concurred in an amendment proposed by this House to a bill from the Senate, entitled,

An act to prohibit the circulation, as money, of foreign notes of a denomination less than five dollars.

With an amendment.

That they had passed bills of the following titles, viz:

An act to amend section 9, chapter 24, title conveyances, Revised Statutes.

An act for the benefit of John G. Townsend.

An act to incorporate De Kalb Lodge, No. 12, Independent Order of Odd Fellows.

An act to amend an act, entitled, an act for the benefit of the Methodist Episcopal Church at Alexandria.

An act to increase the jurisdiction of the court of appeals, in civil cases.

An act for the benefit of the Spencer and Nelson turnpike road.

An act to improve the navigation of the Kentucky river.

An act to amend an act, entitled, an act to incorporate the Danville and Hustonville Turnpike road Company.

An act to amend an act, entitled, an act to incorporate the Springfield, Perryville and Danville Turnpike road Company.

An act to amend the charter of the Jefferson and Boonesboro' Turnpike road.

An act to amend the charter of the Louisville and Taylorsville Turnpike road.

An act for the benefit of the Maysville and Mt. Sterling Turnpike road Company.

An act to amend the charter of the Louisville and Nashville Railroad Company.

An act to amend the charter of the Bardstown and Louisville Railroad Company.

An act to repeal an act, entitled, an act to amend an act authorizing the county court of Pendleton to appoint a county treasurer, and regulating the duties of the sheriff of said county.

Leave of absence, until next Tuesday, was granted to Mr. Jones.

1. Mr. Boarman presented the petition of sundry citizens of Marion county, praying the incorporation of the St. Mary's Turnpike Road Company.

2. Mr. A. H. Talbott presented the petition of sundry citizens of Carroll county, praying the passage of a law in relation to discounts by banks, upon bills of exchange.

3. Mr. Drane presented the remonstrance of sundry citizens of New Castle, against opening the alleys of said town.

4. Mr. Shawhan presented the petition of sundry citizens of Harrison county, praying the passage of a law increasing the jurisdiction of justices of the peace in said county.

5. Mr. Roach presented the remonstrance of the trustees of the Trigg Seminary, against the modification of their charter; also, in relation to the will of James Curling.

6. Mr. Jackson presented the remonstrance of sundry citizens of Christian county, against the passage of any law authorizing a vote of said county taxing the county for the benefit of the Henderson and Nashviile railroad.

7. Mr. Leathers presented the petition of sundry citizens of Washington, Mercer, Anderson, Nelson and Spencer counties, praying the formation of a new county out of parts of said counties.

8. Mr. Winston presented the petition of sundry citizens of Morganfield, praying the passage of a law granting license to Edward Y. Cowgill, to keep a coffee house in said town.

9. Mr. Huston presented the petition of sundry citizens, praying the passage of a law allowing Robert Bennet to peddle without license.

10. Mr. Reid presented the petition of Mason Gullett, of Morgan county, praying to be released from a sum of money improperly paid for tavern license.

11. Mr. Burns presented the petition of sundry citizens of Lawrence county, praying for the establishment of an additional voting place in said county.

Which were received, the reading dispensed with, and referred—the 1st and 6th to the committee on Internal Improvement; the 2d to the committee on Banks; the 3d, 7th and 11th to the committee on Propositions and Grievances; the 4th to the committee on the Judiciary; the 5th to the committee on Education; the 8th to the committee on County Courts; the 9th to the committee on Ways and Means; and the 10th to the committee on Claims.

Leave was given to bring in the following bills, viz:

On motion of Mr. Jackson—1. A bill to incorporate the Southern Kentucky Farmers' Insurance Company.

On motion of Mr. G. S. Caldwell—2. A bill to incorporate the Female Academy, in the town of Danville, Boyle county.

On motion of Mr. Browder—3. A bill authorizing the county court of Logan to change its subscription to the Louisville and Nashville Railroad Company.

On motion of Mr. Hardy—4. A bill to repeal the law appropriating $5,000 annually, for two years, to remove free negroes from this State to Liberia.

Ordered, That the committe on Agriculture and Manufactures prepare and bring in the 1st; the committee on Education the 2d; Messrs. Browder, Sebree, and Eaves the 3d; and the committee on the Judiciary the 4th.

Mr. Hardy moved the following resolution, viz:

Resolved, That the auditor of public accounts be requested to inform this House as to the number of free negroes removed to Liberia from this State, up to the present date, and the amount of money appropriated for that purpose.

Which was adopted.

Mr. Jackson moved the following resolution, viz:

Resolved, That this Hall be tendered to the State Agricultural Society, after the adjournment to-day, for the purpose of holding their annual meeting.

Which was adopted.

The House then took up for consideration the bill imposing a tax on billiard tables and bowling saloons, and the amendment proposed thereto.

The question was then taken on the amendment proposed to said bill, and it was decided in the affirmative.

The said bill, as amended, reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter the county courts of this commonwealth shall have power to grant licenses for billiard tables to be kept in their re-

spective counties, outside of the corporate limits of the incorporated cities and towns of such counties.

§ 2. Before any license for a billiard table, authorized by the 1st section of this act, shall take effect, the grantee thereof shall pay to the clerk of the county court granting such license, the sum of one hundred dollars.

§ 3. All incorporated cities and towns of this commonwealth shall have power to grant licenses for billiard tables, to be kept within the corporate limits of such cities and towns, and may by ordinance prescribe the rates to be paid for such license, and make such other provisions concerning billiard tables to be kept in their respective corporate limits as they may deem advisable: *Provided*, that in all such cases, before the license aforesaid take effect the grantee thereof shall pay to the clerk of the county court the sum of one hundred dollars, and take his receipt for the same.

§ 4. The clerks of the county courts shall account for the moneys which may be received by them under this act as for other taxes, and the same shall be carried to the credit of the sinking fund of the state of Kentucky. For receiving the money and issuing the license or executing the receipt aforesaid, the clerk shall receive the sum of one dollar in each case, to be paid by the applicant.

§ 5. *Be it further enacted*, That if any person or persons who shall be licensed to keep a billiard table, shall knowingly allow or permit any betting on the games played on such tables, he shall be liable to indictment and fine, as provided against the keepers of gaming tables, and shall forfeit the license; and any person who shall bet thereon shall be liable as provided by law against persons betting at unlawful games.

Mr. J. L. Caldwell moved to amend said bill by adding the following proviso thereto, viz:

"That the provisions of this bill shall only apply to towns and cities having a population of three thousand inhabitants, and above that number, and to watering places."

Mr. Browder moved to lay said bill and amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Newell and Ficklin, were as follows, viz:

Those who voted in the affirmative, were

Elias L. Barbee,	John Donan,	Alfred Kendall,
Robert Bates,	Stephen T. Drane,	James H. McDaniel,
Robert Browder,	John Ficklin,	John H. McMillan,
John M. Burns,	George W. Hamilton,	Hugh Newell,
Gabriel S. Caldwell,	Elisha Hardy,	William B. Parker,
James L. Caldwell,	Pleasant Hines,	Isaac Smith,
Francis M. Daily,	James K. Huey,	Charles P. Talbot,
Thomas M. Dickey,	Madison C. Johnson,	Alex. W. Thomas—26.
Henry B. Dobyns,	Hiram Kelsey,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Wilford Lee Harned,	John I. Roach,
William T. Anthony,	Harvey F. Hensley,	Sinclair Roberts,
Vene P. Armstrong,	John B. Huston,	William E. Russell,
James C. Belshe,	James S. Jackson,	Elijah G. Sebree,
Joseph M. Boarman,	William F. Leathers,	Thomas Shanks,
William A. Brann,	Thomas N. Lindsey,	Joseph Shawhan,
Erasmus O. Brown,	James B. Lyne,	William B. Skean,
Braxton W. Chamblin,	John G. Lyon,	Green Sterett,
Isaac N. Clement,	Willis B. Machen,	William J. Stitt,
Oliver Crawford,	Charles A. Marshall,	Ambrose H. Talbott,
Edward Crossland,	Allen L. McAfee,	Henry Thompson,
Dillard C. Daniel,	John C. McCreary,	Benjamin C. Trapnall,
Samuel E. DeHaven,	James M. Mitchell,	Joshua T. White,
Blanton Duncan,	Samuel F. Morse,	Richard P. Whitt,
Charles Eaves,	Jonathan Newcum,	John C. Wickliffe,
John Ellis,	Remus Payne,	John K. Wilson,
Abram H. Field,	William P. Payne,	T. C. Winfrey,
Curtis Field, Jr.,	C. D. Pennebaker,	Benjamin M. Winston,
Sidney A. Foss,	H. K. Rachford,	William Woods,
Anderson Gray,	Newton P. Reid,	John H. Woosley,
Wm. H. Hamilton,	Robert Richardson,	S. Worthington—64.
Wm. O. Hansford,		

The question was then taken on the amendment proposed by Mr. Caldwell; and it was decided in the negative.

Mr. Trapnall moved to amend said bill by adding the following section, viz:

"That no spirituous liquors are to be sold in the room in which such table or tables are kept, under the penalty of a forfeiture of the license aforesaid; and the person or persons so offending shall be indicted for keeping a tippling house.

And the question being taken thereon it was adopted.

Mr. Huston moved further to amend said bill by adding thereto the following section, viz:

"That no game shall be permitted to be played on such tables on the Sabbath day, under the penalty of an absolute forfeiture of the license."

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Mr. White moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The main question was then put, shall the bill pass? and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huey and Kendall, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Wilford Lee Harned,	Robert Richardson,
Vene P. Armstrong,	Harvey F. Hensley,	John I. Roach,
Joseph M. Boarman,	John B. Huston,	William E. Russell,
Braxton W. Chamblin,	James S. Jackson,	E. G. Sebree,
Isaac N. Clement,	William F. Leathers,	Thomas Shanks,
Oliver Crawford,	Thomas N. Lindsey,	Joseph Shawhan,
Edward Crossland,	James B. Lyne,	Green Sterett,
Dillard C. Daniel,	John G. Lyon,	William J. Stitt,
Blanton Duncan,	Charles A. Marshall,	Ambrose H. Talbott,
Charles Eaves,	Allen L. McAfee,	Benjamin C. Trapnall,
Abram H. Field,	John C. McCreary,	John C. Wickliffe,
Curtis Field, Jr.	James M. Mitchell,	John K. Wilson,
George S. Fleming,	William P. Payne,	T. C. Winfrey,
Sidney A. Foss,	C. D. Pennebaker,	Benjamin M. Winston,
Anderson Gray,	H. K. Rachford,	William Woods,
Wm. O. Hansford,	Newton P. Reid,	John H. Woosley—48.

Those who voted in the negative, were

William T. Anthony,	Henry B. Dobyns,	John H. McMillan,
Elias L. Barbee,	John Donan,	Jonathan Newcum,
Robert Bates,	Stephen T. Drane,	Hugh Newell,
James C. Belshe,	John Ellis,	William B. Parker,
William A. Brann,	John Ficklin,	Joseph Patton,
Robert Browder,	George W. Hamilton,	Remus Payne,
Erasmus O. Brown,	Wm. H. Hamilton,	Sinclair Roberts,
Thomas H. C. Bruce,	Elisha Hardy,	William B. Skean,
John M. Burns,	Pleasant Hines,	Isaac Smith,
Gabriel S. Caldwell,	James K. Huey,	Charles P. Talbot,
James L. Caldwell,	Madison C. Johnson,	Alexander W. Thomas,
Francis M. Daily,	Hiram Kelsey,	Henry Thompson,
James W. Davis,	Alfred Kendall,	Joshua T. White,
Samuel E. DeHaven,	Willis B. Machen,	Richard P. Whitt—44.
Thomas M. Dickey,	James H. McDaniel,	

Resolved, That the title thereof be amended to read as follows:

An act imposing a tax upon billiard tables.

Mr. Newcum, from the committee on Education, who was appointed to prepare and bring in the same, reported a bill to repeal an act, entitled,

An act to reorganize Transylvania University and establish a school for teachers.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Amendments were then proposed thereto by Messrs. Johnson and Jackson.

Ordered, That said bill and amendments be made the special order of the day for Friday next, at 10½ o'clock, A. M., and that the Public Printer forthwith print 150 copies thereof for the use of the members of the General Assembly.

The House again resolved itself into a committee of the Whole, on the bill establishing a conventional rate of interest, and amending the usury laws of this Commonwealth, and the amendments proposed thereto—Mr. Johnson in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Johnson reported that the committee had, according to order, had under consideration the bill and amendments aforesaid, and made some progress therein, but not having time to go through the same had instructed him to ask leave to sit again.

Which was granted.

A message was received from the Senate, asking leave to withdraw their report announcing their disagreement to a bill from this House, entitled,

An act to amend the 2d section of article 63 of the Revised Statutes, title limitation of actions and suits.

Which was granted, and the said bill was withdrawn.

And then the House adjourned.

THURSDAY, JANUARY 14, 1858.

A message was received from the Senate, announcing their disagreement to a bill from this House, of the following title, viz:

An act for the benefit of French G. Slaughter, of Nelson county.

That they had passed a bill from this House, of the following title, viz:

An act for the benefit of Thomas Linley, of Livingston county.

And that they had passed bills of the following titles, viz:

An act to incorporate the Little River Baptist Church, in Christian county.

An act to authorize the trial of common law cases at special terms of the Christian circuit court.

An act amending an act, approved March 10, 1856, in relation to police judge and marshal of the town of Morgantown, Butler county.

An act to incorporate the Citizens' Fire Company, No. 3, of Covington, Kentucky.

An act to incorporate the German Gymnastic Association, of Newport.

An act to incorporate the Fulton Agricultural and Mechanical Association.

An act to fix the time of holding circuit courts in the fifth judicial district.

1. Mr. Winston presented the petition of sundry citizens of Henderson and Union counties, praying the passage of a law authorizing the proprietors of the Union White Sulphur Springs to erect bowling saloons at said watering place.

2. Mr. Kelsey presented the petition of sundry citizens of Owen county, praying the repeal of all laws giving jurisdiction to the police judge and marshal of Monterey, beyond the town limits.

3. Mr. J. L. Caldwell presented the petition of sundry citizens of Shelby county, praying the imposition of a tax upon dogs in said county.

4. Mr. Reid presented the petition of Daniel Horton, praying compensation for conveying a lunatic to the Asylum at Lexington.

Which were received, the reading dispensed with, and referred—the 1st to the committee on County Courts; the 2d to the committee on Propositions and Grievances; the 3d to Messrs. J. L. Caldwell, Drane and Goodloe; and the 4th to the commmittee on Claims

The Speaker, in pursuance of the joint resolution to appoint a committee to visit the Lunatic Asylum at Lexington, appointed Messrs. Wickliffe, Foss and Rachford as said committee.

Mr. Richardson, from the committee on Education, to whom was referred bills from the Senate of the following titles, viz:

An act for the benefit of A. J. Fleming.

An act for the benefit of common school district. No. 18, in Larue county.

Reported the same without amendment.

The question was then taken taken on ordering said bills to be read a third time, and it was decided in the negative.

And so said bills were disagreed to.

The committee on Education, who were appointed to prepare and bring in the same, reported the following bills, viz:

A bill to amend section 5, chapter ——, of the Revised Statutes.

A bill to amend the act incorporating the Simpson Seminary.

A bill in relation to school districts Nos. 3 and 21, in Campbell county.

A bill to incorporate the Newport Printing Company.

A bill to amend the charter of the Eminence High School.

A bill to incorporate the Montgomery Library Association.

A bill to prevent the sale of liquors, &c., to cadets of Kentucky Military Institute.

A bill to incorporate the Presbyterian Church, at Lebanon.

A bill to incorporate Madison Lodge, No. 14, I. O. O. F.

A bill for the benefit of school district No. 12, in Spencer county.

A bill to incorporate the Bourbon Academy.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Rachford, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in this House, of the following titles, viz:

An act to amend an act, entitled, an act to amend the charter of the Versailles and Anderson Turnpike road Company.

An act to amend an act, entitled, an act for the benefit of Joshua Oaks.

An act to amend the 4th section of an act to amend an act to establish a sinking fund in Bourbon county, approved March 10, 1856.

An act for the benefit of Samuel I. M. Major.

An act to amend the charter of Bacon College.

An act to incorporate the Christian Church, in Hustonville.

An act to amend the charter of the Kentucky River Turnpike road Company.

An act to incorporate Ark Lodge, No. 86, of the I. O. of O. F., at Caseyville, Kentucky.

An act to change the place of voting in district No. 4, in Bullitt county.

An act regulating the duties of constables, after the expiration of their term of office.

An act to amend an act, entitled, an act to establish a sinking fund for Clarke county, approved March 4, 1856.

An act to change the time of holding the quarterly courts in Russell county.

An act to amend an act to incorporate the Union Agricultural and Improvement Association, of Mason and Bracken counties.

An act for the benefit of James Trimble, of Floyd county.

An act creating an additional justices' district and voting precinct in Crittenden county.

And a bill and resolution which originated in the Senate, of the following titles, viz:

An act for the benefit of Benjamin F. Gambell.

Resolution in relation to the election of public officers.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Rachford inform the Senate thereof.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which reads as follows, viz:

COMMONWEALTH OF KENTUCKY,

EXECUTIVE DEPARTMENT,

January 14, 1858.

Gentlemen of the Senate and House of Representatives:

I herewith transmit to you a copy of the settlement made by me with the surviving commissioners appointed under an act, entitled, an act to provide for paying debts due to the contractors of the Western Lunatic Asylum, approved March 10, 1856, with my action endorsed thereon.

C. S. MOREHEAD.

To His Excellency, C. S. MOREHEAD,

Governor of the Commonwealth of Kentucky:

The undersigned, building commissioners of the Western Lunatic Asylum, report, that under the provisions of an act, entitled "an act to provide for paying debts due to the contractors of the Western Lunatic Asylum," there came to their hands the sum of - - $ 17,325 91

Which they have paid out as follows:

To Ducker, Pemberton & Co., -	$ 3,500 16	
To John B. Gibson, - - - - -	3,908 74	
To H. Cummings, (2 receipts,) - -	2,660 00	
To Ambos & Lennox, - - -	4,725 40	
To David Anderson, - - -	2,522 17	
To L. Harred, - - - -	9 00	
		17,325 47
		44

Treasurer's receipt, - - - - - - - - 44 cents.

Receipts are filed herewith for the above sums, which are the several balances reported in favor of the several parties in the report and settlement heretofore made by the undersigned with the former building committee, under the provisions of an act passed at the session of 1853–4—session acts, page 173.

The balance of forty-four cents, for which the Treasurer's receipt is presented, grows out of the fact that H. Cummings assigned his claim to two persons, and in the transfers limited the sums to be paid, so that the transfers did not cover his claim by forty-four cents. Mr. Cummings is a non-resident, and has no agent in Kentucky, consequently the small balance could not be paid over, and has never been demanded.

Mr. Z. Glass, one of the commissioners appointed with the undersigned, has departed this life since the foregoing payments were made.

The commissioners have discharged all the duties imposed by the act of 1853–4, above cited, as well as all duties required by the act of 1855–6—session acts 124–5, and ask that their bonds be surrendered and cancelled. All which is respctfully submitted.

JOHN STITES,
By R. McKee,
R. McKEE,
Surviving Com'rs.

Jannary 13, 1858.

A copy, attest: T. P. Atticus Bibb, *Assistant Se'cy.*

Under an act to provide for paying debts due to the contractors of the Western Lunatic Asylum, approved March 10th, 1856, the surviving commissioners, Rob't. McKee and John Stites, have produced to me the foregoing account, accompanied by receipts specifying for what each sum was paid, and showing the payment of the sum of money due to the contractors respectively, whereupon, in pursuance of said act, I do hereby order the bond executed by said commissioners to be cancelled, and delivered to them.

C. S. MOREHEAD.

A copy attest:
T. P. Atticus Bibb, *Assistant Se'cy.*

Ordered, That the Public Printer forthwith print 150 copies of said message, for the use of the members of the General Assembly.

The House again resolved itself into a committeee of the Whole, on the bill establishing a conventional rate of interest and amending the usury laws of this commonwealth, and the amendments proposed thereto—Mr. Johnson in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Johnson reported that the committee had, according to order, had under consideration said bill and amendments, and had instructed him to report said bill and amendments to the House, without amendment.

The said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That from and after the passage of this act, it shall be lawful for all persons to receive and recover any rate of interest not exceeding ten per cent. per annum, for the loan or forbearance of money or

other thing, which may be agreed upon and evidenced by the written contract for the loan thereof.

§ 2. That the affidavits now required by law of the claimant, or, in his absence from the state, by his agent, or, if dead, by his representative, to all demands against the estate of a decedent, be so modified as to show that no higher rate of interest is embraced in said claim or demand, than that agreed upon and shown by the note, bond, or contract evidencing said loan, and not exceeding ten per cent. per annum: *Provided*, That a greater rate of interest than six per cent. shall not be recovered on obligations of deceased persons, after they become due, for a longer time than six months after said decedent's death.

§ 3. That in the absence of an express agreement, in writing, between the parties for the loan or forbearance of money, showing a higher rate, the rate of interest shall be six per cent. per annum, as now fixed by law.

§ 4. That all contracts or assurances made, directly or indirectly, for the loan or forbearance of money or other thing, at a greater rate than ten per cent. per annum, shall be void for the excess over six per cent. per annum.

The amendment proposed thereto, by Mr. Eaves, as a substitute for said bill, reads as follows, viz:

§ 1. That the parties to any bond, bill, promissory note, or other instrument of writing, for the payment or forbearance of money or other thing, may stipulate therein for interest recoverable upon the amount of such bond, bill, note, or other instrument, at any rate not exceeding ten per centum yearly: *Provided*, *however*, that no incorporated banking institution of this state shall be entitled to receive more than the rate of interest specified in its charter, or, if no rate of interest be specified, more than six per cent. per annum, upon any loan or discount whatever: *Provided further*, that a greater rate of interest than six per cent. per annum shall not be recovered or received on any such bond, bill, note, or other instrument of any deceased person, after they become due, for a longer period than six months after the executor or administrator of such decedent has qualified, or if no executor qualify, and there be no administration, for a longer period than twelve months after such decedent's death.

§ 2. That where the parties to any bond, bill, promissory note, or other instrument of writing, for the payment or forbearance of money or other thing, do not stipulate therein for a higher rate of interest, the rate shall be six per cent. per annum, as fixed by law.

§ 3. That all contracts or assurances made, directly or indirectly, for the loan or forbearance of money or other thing, at a greater rate than legal interest, except at a conventional rate not exceeding ten per cent. per annum, as provided in the first section of this act, shall be void for the entire interest.

§ 4. That this act shall take effect on the first day of June, 1858.

Mr. Combs moved to amend said substitute, by striking out the words ten per centum, wherever it occurs in said substitute, and insert in lieu thereof the words eight per centum.

Mr. Dobyns moved the previous question.

And the question being taken, shall the main question be now put? it was decided in the affirmative.

The main question was then put, shall the amendment proposed by Mr. Combs be adopted? and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Combs and Bates, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ellis,	Remus Payne,
William T. Anthony,	John Ficklin,	H. K. Rachford,
Vene P. Armstrong,	Abram H. Field,	Newton P. Reid,
Elias L. Barbee,	John K. Goodloe,	Robert Richardson,
William A. Barton,	Anderson Gray,	John I. Roach,
Robert Bates,	Wm. H. Hamilton,	Sinclair Roberts,
James C. Belshe,	Wm. O. Hansford,	William E. Russell,
Robert Browder,	Elisha Hardy,	Elijah G. Sebree,
Erasmus O. Brown,	Wilford Lee Harned,	William B. Skean,
Thomas H. C. Bruce,	Harvey F. Hensley,	Green Sterett,
John M. Burns,	Pleasant Hines,	William J. Stitt,
Gabriel S. Caldwell,	James K. Huey,	Charles P. Talbot,
Braxton W. Chamblin,	James S. Jackson,	Alex. W. Thomas,
Isaac N. Clement,	Hiram Kelsey,	Henry Thompson,
Leslie Combs,	John C. McCreary,	Joshua T. White,
James W. Davis,	John H. McMillan,	Richard P. Whitt,
Thomas M. Dickey,	James M. Mitchell,	John C. Wickliffe,
Henry B. Dobyns,	Jonathan Newcum,	T. C. Winfrey,
Stephen T. Drane,	William B. Parker,	William Woods,
Charles Eaves,	Joseph Patton,	John H. Woosley—60.

Those who voted in the negative, were

Joseph M. Boarman,	George W. Hamilton,	Samuel F. Morse,
William A. Brann,	John B. Huston,	Hugh Newell,
James L. Caldwell,	Madison C. Johnson,	William P. Payne,
Oliver Crawford,	Alfred Kendall,	C. D. Pennebaker,
Edward Crossland,	William F. Leathers,	Thomas Shanks,
Francis M. Daily,	Thomas N. Lindsey,	Joseph Shawhan,
Dillard C. Daniel,	James B. Lyne,	Isaac Smith,
Samuel E. DeHaven,	John G. Lyon,	Ambrose H. Talbott,
John Donan,	Willis B. Machen,	Benjamin C. Trapnall,
Blanton Duncan,	Charles A. Marshall,	John K. Wilson,
Curtis Field, Jr.,	Allen L. McAfee,	Benjamin M. Winston,
George S. Fleming,	James H. McDaniel,	S. Worthington—37.
Sidney A. Foss,		

The question was then taken on the amendment proposed by Mr. Eaves, as a substitute for said bill, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Duncan, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Stephen T. Drane,	Remus Payne,
Elias L. Barbee,	Charles Eaves,	H. K. Rachford,
Robert Bates,	Abram H. Field,	Newton P. Reid,
Robert Browder,	Anderson Gray,	Sinclair Roberts,
Erasmus O. Brown,	Wm. O. Hansford,	Elijah G. Sebree,
Gabriel S. Caldwell,	Elisha Hardy,	William B Skean,
James L. Caldwell,	Wilford Lee Harned,	William J. Stitt,
Braxton W. Chamblin,	Harvey F. Hensley,	Charles P. Talbot,
Isaac N. Clement,	Pleasant Hines,	Alex. W. Thomas,
Leslie Combs,	Madison C. Johnson,	Henry Thompson,
Edward Crossland,	Hiram Kelsey,	Joshua T. White,
James W. Davis,	Thos. N. Lindsey,	John C. Wickliffe,
Thomas M. Dickey,	Allen L. McAfee,	Benjamin M. Winston,
Henry B. Dobyns,	John C. McCreary,	William Woods,
John Donan,	James M. Mitchell,	John H. Woosley—45.

Those who voted in the negative, were

Mr. Speaker, (White,)	Sidney A. Foss,	William B. Parker,
Vene P. Armstrong,	John K. Goodloe,	Joseph Patton,
William A. Barton,	George W. Hamilton,	William P. Payne,
James C. Belshe,	Wm. H. Hamilton,	C. D. Pennebaker,
Joseph M. Boarman,	James K. Huey,	Robert Richardson,
William A. Brann,	John B. Huston,	John I. Roach,
Thomas H. C. Bruce,	James S. Jackson,	William E. Russell,
John M. Burns,	Alfred Kendall,	Thomas Shanks,
Oliver Crawford,	William F. Leathers,	Joseph Shawhan,
Francis M. Daily,	James B. Lyne,	Isaac Smith,
Dillard C. Daniel,	Willis B. Machen,	Green Sterett,
Samuel E. DeHaven,	Charles A. Marshall,	Ambrose H. Talbott,
Blanton Duncan,	James H. McDaniel,	Benjamin C. Trapnall,
John Ellis,	John H. McMillan,	Richard P. Whitt,
John Ficklin,	Samuel F. Morse,	John K. Wilson,
Curtis Field, Jr.,	Jonathan Newcum,	T. C. Winfrey,
George S. Fleming,	Hugh Newell,	S. Worthington—51.

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the negative.

And so said bill was rejected.

The yeas and nays being required thereon, by Messrs. Huston and Brown, were as follows, viz:

Those who voted in the affirmative, were

Gabriel S. Caldwell,	John B. Huston,	Hugh Newell,
James L. Caldwell,	Madison C. Johnson,	C. D. Pennebaker,
Dillard C. Daniel,	Alfred Kendall,	H. K. Rachford,
Samuel E. DeHaven,	William F. Leathers,	Elijah G. Sebree,
Blanton Duncan,	James B. Lyne,	Thomas Shanks,
George S. Fleming,	John G. Lyon,	Joseph Shawhan,

Sidney A. Foss, James H. McDaniel, Ambrose H. Talbott,
John K. Goodloe, Samuel F. Morse, S. Worthington—25.
George W. Hamilton,

Those who voted in the negative, were

Mr. Speaker, (White,) Charles Eaves, Joseph Patton,
William T. Anthony, John Ellis, Remus Payne,
Vene P. Armstrong, John Ficklin, William P. Payne,
Elias L. Barbee, Abram H. Field, Newton P. Reid,
William A. Barton, Curtis Field, Jr., Robert Richardson,
Robert Bates, Anderson Gray, John I. Roach,
James C. Belshe, Wm. H. Hamilton, Sinclair Roberts,
Joseph M. Boarman, Wm. O. Hansford, William E. Russell,
William A. Brann, Elisha Hardy, Wm. B. Skean,
Robert Browder, Wilford Lee Harned, Isaac Smith,
Erasmus O. Brown, Harvey F. Hensley, Green Sterett,
Thomas H. C. Bruce, Pleasant Hines, William J. Stitt,
John M. Burns, James K. Huey, Charles P Talbot,
Braxton W. Chamblin, James S. Jackson, Alexander W. Thomas,
Isaac N. Clement, Hiram Kelsey, Henry Thompson,
Leslie Combs, Thomas N. Lindsey, Benjamin C. Trapnall,
Oliver Crawford, Willis B. Machen, Joshua T. White,
Edward Crossland, Charles A. Marshall, Richard P. Whitt,
Francis M. Daily, Allen L. McAfee, John C. Wickliffe,
James W. Davis, John C. McCreary, John K. Wilson,
Thomas M. Dickey, John H. McMillan, T. C. Winfrey,
Henry B. Dobyns, James M. Mitchell, Benj. M. Winston,
John Donan, Jonathan Newcum, William Woods,
Stephen T. Drane, William B. Parker, John H. Woosley—72.

And then the House adjourned.

FRIDAY, JANUARY 15, 1858.

A message was received from the Senate, announcing that they had passed a bill from this House of the following title, viz:

An act to incorporate the Star Fire Company, of Frankfort.

That they had passed bills of the following titles, viz:

An act to amend the charter of the city of Newport.

An act to incorporate the Louisville Marine Insurance Company.

An act for the benefit of Alexander McDonald.

1. Mr. Winston presented the petition of sundry citizens of Union county, praying the repeal of an act incorporating the Cypress Pond Draining Company.

2. Mr. Gray presented the petition of sundry citizens of Breckinridge and Grayson counties, praying that Uriah Winchell be permitted to increase the heighth of a dam across Rough creek.

3. Mr. Burns presented the petition of James H. Ward, praying an appropriation for school district No. 11, in Johnson county, and fractional district No. 11, in Floyd county.

4. Mr. Worthington presented the petition of the trustees of Minerva Seminary, in Mason county, praying an amendment to their charter.

Which were received, the reading dispensed with, and referred—the 1st and 2d to the committee on Propositions and Grievances; and the 3d and 4th to the committee on Education.

On motion of Mr. Parker—

Ordered, That a message be sent to the Senate asking leave to withdraw the report of this House announcing the passage of a bill to amend the charter of the Kentucky State Agricultural Society.

Mr. Jackson moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Clement and Woosley, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	John K. Goodloe,	Remus Payne,
William A. Barton,	Anderson Gray,	C. D. Pennebaker,
Joseph M. Boarman,	George W. Hamilton,	H. K. Rachford,
Robert Browder,	William O. Hansford,	Newton P. Reid,
Erasmus O. Brown,	Wilford Lee Harned,	Elijah G. Sebree,
Gabriel S. Caldwell,	John B. Huston,	Thomas Shanks,
James L. Caldwell,	James S. Jackson,	Ambrose H. Talbott,
Braxton W. Chamblin,	Madison C. Johnson,	Charles P. Talbot,
Leslie Combs,	William F. Leathers,	Alexander W. Thomas,
Dillard C. Daniel,	Thomas N. Lindsey,	John C. Wickliffe,
Stephen T. Drane,	James B. Lyne,	John K. Wilson,
Blanton Duncan,	John G. Lyon,	Benjamin M. Winston,
Abram H. Field,	Charles A. Marshall,	William Woods,
George S. Fleming,	Allen L. McAfee,	S. Worthington—44.
Sidney A. Foss,	James M. Mitchell,	

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ficklin,	William B. Parker,
William T. Anthony,	Curtis Field, Jr.,	Joseph Patton,
Elias L. Barbee,	William H. Hamilton,	William P. Payne,

Robert Bates,	Elisha Hardy,	Robert Richardson,
James C. Belshe,	Harvey F. Hensley,	John I. Roach,
William A. Brann,	Pleasant Hines,	Sinclair Roberts,
Thomas H. C. Bruce,	James K. Huey,	William E. Russell,
John M. Burns,	George M. Jessee,	Joseph Shawhan,
Isaac N. Clement,	Hiram Kelsey,	Wm. B. Skean,
Oliver Crawford,	Alfred Kendall,	Isaac Smith,
Francis M. Daily,	Willis B. Machen,	Green Sterett,
James W. Davis,	John C. McCreary,	William J. Stitt,
Thomas M. Dickey,	James H. McDaniel,	Henry Thompson,
Henry B. Dobyns,	John H. McMillan,	Joshua T. White,
John Donan,	Samuel F. Morse,	Richard P. Whitt,
Charles Eaves,	Jonathan Newcum,	T. C. Winfrey,
John Ellis,	Hugh Newell,	John H. Woosley—51.

The question was then taken on the adoption of said motion, and it was decided in the affirmative.

After a short time the messenger returned with said bill.

Mr. Parker moved a reconsideration of the vote passing said bill.

Ordered, That the further consideration of said motion be postponed for the present.

The House, according to order, then took up for consideration the bill to repeal an act, entitled,

An act to reorganize Transylvania University and establish a school for teachers, and the amendments proposed thereto.

And after some discussion had thereon,

The House adjourned.

SATURDAY, JANUARY 16, 1858.

A message was received from the Senate, announcing that they had passed bills of the following titles, viz:

An act to incorporate the American Insurance Company.

An act to establish the American Printing House for the blind.

An act to amend the charter of the Kentucky Iron, Coal and Manufacturing Company.

1. Mr. Sterett presented the petition of sundry citizens of Hancock, praying the incorporation of the Lewisport Pond Draining Company.

2. Mr. Machen presented the petition of the trustees of Little river Academy, praying the passage of an act incorporating said Academy.

3. Mr. Eaves presented the petition of sundry citizens of Greenville, praying the passage of an act for the benefit of said town,

4. Also, the petition of sundry citizens of Paradise, praying that they may have a police judge and marshal in said town.

5. Mr. Trapnall presented the petition of sundry citizens of the town of Salvisa, praying that the powers of the marshal of said town be increased.

6. Also, the petition of James H. Kirby and others, praying the passage of an act for the benefit of said Kirby.

7. Mr. Woosley presented the petition of sundry citizens of Butler county, praying an extension of the terms of the circuit court in said county.

8. Mr. McAfee presented the petition of sundry citizens of Jessamine, praying the passage of an act to charter a turnpike road in said county.

9. Mr. Newcum presented the petition of Mrs. E. J. Elliott and others, praying the passage of an act for the benefit of Stephen Elliott.

Which were received, the reading dispensed with, and referred—the 1st and 8th to the committee on Internal Improvement; the 2d to the committee on Education; the 3d and 9th to the committee on Propositions and Grievances; the 4th to the committee on County Courts; the 5th to committee on the Judiciary; the 6th to the committee on Revised Stautes; and the 7th to the committee on Circuit Courts.

On motion of Mr. Brown—

Ordered, That Mr. Chamblin be added to the committee on the Penitentiary.

On motion of Mr. Burns—

Ordered, That Mr. Newcum be added to said committee.

On motion of Mr. Dobyns—

Ordered, That Mr. Burns be added to said committee.

1. On motion of Mr. Huey—

Ordered, That a message be sent to the Senate, asking leave to withdraw the report of this House, announcing their disagreement to a bill from the Senate, entitled,

An act for the benefit of A. J. Fleming.

2. On motion of Mr. Barbee—

Ordered, That a message be sent to the Senate, asking leave to with-

draw the report of this House, announcing their disagreement to a bill from the Senate, entitled,

An act for the benefit of common school district No. 18, in Larue county.

Which were severally adopted.

And after a short time the messenger returned with said bills.

Mr. Huey moved a reconsideration of the vote disagreeing to the 1st bill.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Barbee moved a reconsideration of the vote disagreeing to the 2d bill.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be recommitted to the committee on Education.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
January 16, 1858.

Gentlemen of the Senate and House of Representatives:

I herewith submit the report of the Commissioners for the Extension of the State Prison.

C. S. MOREHEAD.

Report of the Board of Commissioners for the extension, &c., of the State Prison.

Under an act of the Legislature, approved the 10th of March, 1856, making an appropriation for, and authorizing an extension of, the area of the state prison, building new cell-house and hospital, the board was formed, and entered at once upon the duties required of them. Their first act was to examine, with care, the interior and exterior grounds of the prison, as well as those immediately adjoining the same. In this survey they found it would be necessary to purchase a part of a street and two lots, in order to get the ground required for such an extension as they deemed sufficient.

They accordingly purchased the street from the city of Frankfort, and the two lots from private individuals, the whole cost being $3,700. Plans and specifications for new cell buildings, hospital, and outer wall

were solicited from competent and experienced architects of various parts of the Union—a printed circular, containing the acts of the Legislature, having been sent them for the purpose of showing what the State wished to accomplish. Plans were received, but it was soon apparent to the commissioners that the $20,000, with the proceeds of the rent of the institution for two years, were wholy inadequate to the erection of the buildings contemplated by the act of the Legislature. They therefore determined to make the improvements come within the appropriation, at the same time having regard to durability, permanency, and economy.

Sealed bids, for the construction of the work, were called for by advertisements in the papers published in this city, dividing the work to be done into five parts, to induce competition between bidders, and afford an opportunity for all to come in who chose. The bids, at the appointed time, were opened and duly considered. Zeb Ward being "the lowest and best bidder," the whole work, as proposed, was given to him at the sum of $20,500. In this bid Mr. Ward agreed to take the old wall at $500, and to remove all rubbish, &c., after its removal, thus reducing his bid to the round sum of $20,000.

The commissioners believe that they have accomplished all they designed in the erection of the outer wall. For strength and superior workmanship it surpasses any other portion of the old wall, and may be regarded as far superior to any work evey yet done about the prison. Its length is —— feet long, about twenty one feet high, five feet base, capped with flat stone wide enough to cover the top, all laid in good lime and sand cement.

In the erection of the hospital elegance of superstructure was not attempted. Our aim was strength, durability, fitness of design for the purposes for which it is intended. It is made of hammered stone, so laid as to form almost a solid rock. It is two stories high, with iron roof, grated doors and windows, having all the advantages of light, ventilation, warmth, and convenience. It is 40 by 60 feet in the clear, and built of the best materials throughout, and done in the most superior order. The lower room is designed for a hospital, to be furnished with 15 iron bedsteads, and every other article necessary for the comfort of the sick or disabled inmates. In the upper story there is a room 40 feet square, to be used as a female prison; adjoining this is another room 40 by 20, designed for the use of the guards, to be connected by doors and gang-ways to the cell buildings.

Finding the appropriation inadequate to the erection of new cell buildings our attention was drawn to the expediency of repairing the old cell department. We accordingly had the dirt floor raised near a foot with broken stone, then grouted with lime and covered with cement. This procedure has produced the desired result—the floor being now dry, easily kept clean, and free from the dampness heretofore rendering the apartment so filthy and uncomfortable. The lower tier of cells on each side of the block were found damp and unsuited to the purposes for which they were intended; by removing the old rotton wooden floors, and substituting grouting and cement they are now rendered both healthy and comfortable. The want of light and free ventilation was another desideratum in this department. This has, we

believe, been remedied by cutting down, in the outer walls, ten long windows, with glass doors in each, thus affording light and air, in warm weather, and keeping the apartments sufficiently warm in the winter. The gang-ways to the cells were found to be too narrow for the safe passing of persons, and were accordingly made wider. The upper tier of cells, on each side, had never been occupied, because of the want of safety in their construction. To remedy this we had the entire block covered on top with oak timbers six inches thick, one and a half inch oak plank, nailed transversely across the same, rendering escape in that way difficult, if not impossible.

We have had placed in each cell an iron bedstead, so constructed that it can be raised and fastened to the side wall, thus adding greatly to the neatness and comfort of the inmate and his apartment. By this arrangement the keeper is enabled to keep each convict to himself, there being ample cell room for the number now in confinement.

The commissioners believe that these additions and improvements have rendered this department amply comfortable, and sufficient for the health and safety of the inmates now in confinement, and for those who may be committed for several years to come. If additional cell room should be needed at any future time, another tier, containing 84 cells, can, at a comparatively trifling cost, be erected over the present.

In their investigations into the wants of the institution they felt that a sewer, of sufficient capacity to drain the yard of its accumulated filth, was greatly needed, and they accordingly had a survey and estimates for its construction made; not feeling, however, fully satisfied as to the propriety of using the states fund in that way, without more direct authority upon the subject, they defered its erection. They now urge the necessity of its early construction, believing that it will add more to the health, comfort, and decency of the institution than any improvement ever yet made. As a sanitary measure it is of the utmost importance. The filth necessarily and unavoidably accumulating, from the confinement and maintenance of aboot 250 men, is very great, and when it is remembered that there is not now, nor ever has been, any means of removing this constantly accumulating mass of dead matter, the only wonder is that it has not long since resulted in the most disastrous consequences. The funds which will remain in our hands, after the completion of the improvements now in the course of erection, may be adequate to the building of this sewer. If it is not—and we propose to erect it on the most substantial and economical plan—we suggest that a sufficiency be allowed, out of the next year's rent of the institution, to pay any ballance required for its construction.

The following sums have been disbursed, by drafts drawn on the treasury, for the use of the prison extension, &c.:

1856.		
August.	To N. C. Cook, for plans, specifications, and estimates, - - - - - -	$ 45 00
Oct. 4.	To Peter Smith, purchase of his residence, -	2,000 00
Nov. 12.	To J. Dudly, for purchase of his lot, - -	1,200 00
	To J. W. Kerr, of Pittsburg, for plans, &c., -	28 00
	Amount carried forward, - - - - -	$ 3,273 00

	Amount brought forward, - - - - -	$ 3,273 00
1857.		
March 6.	To Z. Ward, on contract for work, - -	3,333 33
August 4.	To J. S. Evans, for survey, &c., sewer, -	15 00
	To Z. Ward, on contract, - - - -	6,000 00
Sep. 15.	To G. W. Gwin, mayor, for part of a street, -	400 00
Sep. 15.	To C. E. Dollmatch, for laying lines outer wall,	5 00
Sep. 15.	To Z. Ward, on contract, - - - -	2,000 00
Oct. 15.	To W. C. Sneed, for services, - - -	120 00
Oct. 22.	To R. A. Brawner, for services as superintendent, 6 months, - - - - -	360 00
Nov. 24.	To Z. Ward, on contract, - - - -	3,500 00
Nov. 24.	To San Goins, for ditch and culvert, - -	20 00
Dec. 22.	To R. A Brawner, for chimney, &c., - -	59 45
	To H. R. Miller, for tin gutter of outer wall,	5 00
	To A. H. Rennick, extracts and recording	
1858.	deeds, - - - - - - - -	5 80
Jan. 1.	To Z. Ward, on contract, - - - -	2,000 00
	In all, - - - - - - -	$ 21,096 58
There has boen paid to Zeb Ward, in cash, - - -		$ 16,833 33
Old wall, - - - - - - - - - - -		500 00
Making in all, - - - - - - - - - -		17,333 33

On the first of March next there will be due to him the balance on his contract of $3,166 67; also a bill for extra work required to be done, the amount of which is not yet ascertained, though it is not large. There is also due the sum of $100 to Davis' heirs, for their interest in the right of a part of the street purchased of the city of Frankfort. There remains several small jobs yet unfinished in the hospital, &c., which are in Ward's contract. These will doubtless be done by the time the house is fit for use.

In conclusion we would state, that in order to a complete finish of what we have done we propose several small additions: 1st. We deem it important to run a cross-wall from the hospital, at the north-east corner, to the new outer wall, in order to seperate a yard from the main yard for the use of the female prisoners. 2nd. A paved ditch along the south side of the cell buildings, to lead off the waste water from the same. 3d. The removal of the east end wall of the cell buildings, and the extension of the roof, and finishing of that building up to the hospital.

If we are permitted to express an opinion, we would say that for so large a job, a more substantial, faithful, and honest price of work, we believe, has never been done for this institution before. For proof of which we most cordially invite your careful and rigid examination. All of which is most respectfully submitted.

C. S. MOREHEAD, *Chairman*,
A. W. DUDLEY,
R. J. SPURR,
W. C. SNEED.

Ordered, That the Public Printer forthwith print 150 copies of said message, for the use of the members of the General Assembly.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act for the benefit of George Parker and A. J. M. Thompson, late sheriffs of Union county.

An act authorizing the election of police judge and marshal for the town of Washington, Mason county.

An act to establish a police court in the town of Winchester.

An act to incorporate Forest Lodge, No. 308, of Free and Accepted Masons.

An act establishing an additional voting place in Hardin county.

An act to amend section 614 of the Civil Code of Practice, in regard to depositions.

An act to create the office of inspector of imported lumber, in the city of Louisville.

An act in relation to the fees of constables, in Franklin county.

An act for the benefit of John S. Adams.

An act for the benefit of Eliphus Preston, of Johnson county.

An act to change the time of holding the Bourbon county quarterly court.

An act to change the time of holding the Clay county quarterly court.

An act for the benefit of James D. Ballard.

An act to amend an act, entitled, an act to amend an act incorporating the town of Raywick.

An act for the benefit of B. D. Beall, late clerk of the Campbell county and circuit courts.

An act to amend the charter of Bacon College.

An act to amend the charter of the Kentucky River Turnpike road Company.

An act to amend an act, entitled, an act to establish a sinking fund for Clarke county, approved March 4, 1856.

An act regulating the duties of constables, after the expiration of their term of office.

An act to amend the 4th section of an act to amend an act to establish a sinking fund in Bourbon county, approved March 10, 1856.

An act for the benefit of Samuel I. M. Major.

An act to change the place of voting in district No. 2, in Ballard county.

An act to change the time of holding the quarterly courts in Russell county.

An act to amend an act to incorporate the Union Agricultural and Improvement Association, of Mason and Bracken counties.

An act to amend an act, entitled, an act to amend the charter of the Versailles and Anderson Turnpike road Company.

An act to amend an act, entitled, an act for the benefit of Joshua Oaks.

An act for the benefit of James Trimble, of Floyd county.

An act creating an additional justices' district and voting precinct in Crittenden county.

An act to incorporate Ark Lodge, No. 86, of the I. O. of O. F., at Caseyville, Kentucky.

Mr. C. Field, jr., from the committee to whom was referred a bill from the Senate, entitled,

An act to amend an act, entitled, an act to amend the laws regulating the Wilderness road.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Huston—

Ordered, That Mr. C. Field, jr., be discharged from further service on the committee of Propositions and Grievances, and that Mr. Huey be added to said committee.

The amendment proposed by the Senate to a bill from this House, of the following title, viz :

An act to amend the act chartering sundry turnpike road companies in Madison county.

Was taken up, twice read, and concurred in.

A bill from the Senate, entitled,

An act to establish the American Printing House for the blind.

Was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Leave was given to bring in the following bills, viz :

On motion of Mr. Huston—1. A bill for the benefit of Robert N. Winn, of Clarke county.

On motion of Mr. Kelsey—2. A bill to amend the charter of the Louisville and Newport Branch Railroad Company.

On motion of Mr. Russell—3. A bill to incorporate the Philodelphian Literary Society, in Columbia.

On motion of Mr. Leathers—4. A bill for the benefit of the trustees of Green Chapel, in Nelson county.

On motion of Mr. Chamblin—5. A bill to amend the charter of the North Kentucky Agricultural Society, of Boone county.

On motion of same—6. A bill to charter the North Bend and Wolper Turnpike road Company.

On motion of Mr. A. H. Field—7. A bill for the benefit of James Combs, George Weller and Willis Roby, trustees of school district No. —, in Bullitt county.

On motion of same—8. A bill for the benefit of Luke Howlett.

On motion of Mr. Hardy—9. A bill to amend the law in relation to the importation of negroes into this State.

On motion of same—10. A bill in relation to the Geological Survey of the State.

On motion of Mr. Rachford—11. A bill to amend the charter of the Campbell Turnpike road Company.

On motion of Mr. A. H. Talbott—12. A bill to furnish the public grounds with cistern water.

On motion of Mr. Whitt—13. A bill to amend article 1, section 23, chapter 84, of the Revised Statutes.

On motion of Mr. W. P. Payne—14. A bill to charter the Hustonville, Middleburg and Liberty Turnpike road Company.

On motion of same—15. A bill to give the county judge and justices of the peace of Casey county certain powers.

On motion of Mr. Hensley—16. A bill to repeal an act, entitled, an act to establish a uniform weight of coal, approved March 8, 1856.

On motion of Mr. Clement—17. A bill to change the boundary line of common school district No. 15, in Crittenden county.

On motion of Mr. Crawford—18. A bill to change the place of voting in the first election precinct, in Estill county.

On motion of same—19. A bill for the benefit of the late sheriff of Estill county.

On motion of same—20. A bill to allow a ten-pin alley to be kept at the White Sulphur Springs, in Estill county.

On motion of Mr. Lindsey—21. A bill to change the time of holding courts in Franklin and other counties.

On motion of same—22. A bill regulating jailer's fees.

On motion of Mr. Kendall—23. A bill changing the time of the meeting of the legislature.

On motion of same—24. A bill changing the law in relation to the pay of the members of the general assembly.

On motion of Mr. Gray—25. A bill to change the time of holding the quarterly courts in Grayson county.

On motion of same—26. A bill for the benefit of Uriah Winchell, of Grayson county.

On motion of same—27. A bill authorizing the county judges to grant licenses for bowling saloons at watering places in their counties.

On motion of Mr. Patton—28. A bill to amend article 1, section 2, chapter 26, Revised Statutes, title "county levy."

On motion of Mr. Armstrong—29. A bill for the benefit of R. W. & W. J. Stith, of Hardin county.

On motion of Mr. Donan—30. A bill to amend the charter of the town of Munfordsville.

On motion of Mr. Lyne—31. A bill for the benefit of Thomas J. Lockett, assessor of Henderson county.

On motion of Mr. Jessee—32. A bill to establish an additional voting place in Henry county.

On motion of Mr. Parker—33. A bill to amend an act, entitled, an act to amend the charter of the Henderson and Nashville Railroad Company, approved March 10, 1854.

On motion of Mr. Mitchell—34. A bill for the benefit of J. B. Bell, of Jefferson county.

On motion of Mr. Davis—35. A bill for the benefit of Thomas Farler, jailer of Harlan county.

On motion of same—36. A bill for the benefit of S. C. Davis, surveyor of Knox county.

On motion of same—37. A bill appropriating $200, to aid in rebuilding the Clear creek bridge, in Knox county.

On motion of Mr. Newcum—38. A bill for the benefit of James Cummins, of Rockcastle county.

On motion of Mr. Bruce—39. A bill to amend an act, entitled, an act in relation to a new road in Lewis and Carter counties.

On motion of Mr. Woosley—40. A bill to charter a company to build a lock and dam in Green river, at the head of slackwater navigation on said river.

On motion of same—41. A bill for the benefit of the present sheriff of Butler county.

On motion of Mr. Bates—42. A bill to incorporate the town of Grundy, in Pulaski county.

On motion of Mr. Huey—43. A bill to amend the law in reference to justices of the peace.

On motion of Mr. DeHaven—44. A bill to increase the voting precincts in the city of Louisville.

On motion of same—45. A bill to amend article 3, chapter 32, of the Revised Statutes.

On motion of Mr. Browder—46. A bill to incorporate the Russellville and Clarksville Turnpike road Company.

On motion of Mr. Lyon—47. A bill to amend the charter of the first German Lutheran church, in the city of Louisville.

On motion of same—48. A bill to increase the pay of the watchmen of the Louisville and Jefferson county jail.

On motion of Mr. Pennebaker—49. A bill to amend chapter 47 of the Revised Statutes.

On motion of same—50. A bill to amend chapter 43 of the Revised Statutes.

On motion of same—51. A bill for the benefit of Wm. Ray.

On motion of Mr. Boarman—52. A bill for the benefit of Dabney Tucker and others.

On motion of Mr. Brown—53. A bill to legalize certain sales of the marshal of the town of Brandenburg.

On motion of same—54. A bill in relation to taking depositions during the terms of the Meade circuit court.

On motion of Mr. Daniel—55. A bill to amend section 1, article 2, chapter 50, of the Revised Statutes.

On motion of same—56. A bill to incorporate Stanton Lodge of Free and Accepted Masons.

On motion of same—57. A bill to regulate the jurisdiction of the quarterly courts.

On motion of Mr. Reid—58. A bill to incorporate Highland Lodge of Free and Accepted Masons, in the town of West Liberty.

On motion of same—59. A bill for the benefit of Miles Kash, administrator of Wm. Adams.

On motion of same—60. A bill for the benefit of A. B. Patrick, clerk of the Breathitt circuit court.

On motion of Mr. Wickliffe—61. A bill for the benefit of Willis Jones, of Nelson county.

On motion of Mr. J. L. Caldwell—62. A bill to change the time of assessing property.

On motion of Mr. Roach—63. A bill to divide school district, No. 22, in Trigg county.

On motion of Mr. Winston—64. A bill to repeal an act, entitled, an act to incorporate the Cypress Pond Draining Company, approved February 13, 1856.

On motion of same—65. A bill for the benefit of the proprietors of the Union White Sulphur Springs.

On motion of same—66. A bill for the benefit of Edward Y. Cowgill, of Union county.

On motion of same—67. A bill establishing the streets and alleys in the town of Caseyville.

On motion of same—68. A bill to change the Morganfield district, in Union county.

On motion of Mr. Skean—69. A bill to amend and reduce into one the several acts in relation to a railroad from Cincinnati, by Lexington, to the Virginia and Tennessee lines.

On motion of Mr. Burns—70. A bill to tax bachelors for the relief of poor widows and orphans.

On motion of same—71. A bill limiting the duties of of justices of the peace, in relation to profane swearing.

On motion of Mr. Machen—72. A bill to repeal the law in relation to the registration of births, deaths and marriages.

On motion of Mr. Hines—73. A bill in relation to the distribution of the interest accruing on the Cradcock fund.

On motion of Mr. Pennebaker—74. A bill for the benefit of Mary Augusta Campbell.

Ordered, That the committee on the Judiciary prepare and bring in the 1st, 2d, 3d, 9th, 10th, 23d, 29th, 54th, 71st, 72d and 74th; Messrs. Leathers, Russell and Eaves the 4th; the committee on Agriculture and Manufactures the 5th; the committee on Internal Improvement the 6th, 8th, 14th, 33d, 39th, 40th, 46th and 69th; the committee on Education the 7th; Messrs. Rachford, Richardson and McCreary the 11th; the committee on Public Offices the 12th; the committee on the Revised Statutes the 13th, 21st, 43d, 45th, 49th, 50th, 55th and 62d; the committee on County Courts the 15th, 28th, 35th, 36th, 42d, 52d, 57th, 65th and 66th; the committee on Propositions and Grievances the 16th, 26th, 27th, 30th, 61st, 64th and 67th; Messrs. Clement, Winston and Parker the 17th; Messrs. Crawford, Ellis and Skean the 18th; Messrs. Crawford, Daniel and Hansford the 19th; Messrs. Crawford, Huston and Daniel the 20th; Messrs. Lindsey, Goodloe and J. L. Caldwell the 22d; the committee on Claims the 24th, 34th, 37th and 38th; Messrs. Gray, A. H. Field and Woosley the 25th; the committee on

Ways and Means the 31st and 41st; the committee on Privileges and Elections the 32d and 44th; Messrs. Lyon, Pennebaker and Shanks the 47th; Messrs. Lyon, Duncan and Shanks the 48th; Messrs. Pennebaker, Lyon and Huston the 51st; Messrs. Daniel, Huston and C. Field, jr., the 56th, Messrs. Brown, Reid and Armstrong the 53d; Messrs. Reid, Huston and Brown the 58th; Messrs. Reid, Hensley and Burns the 59th; Messrs. Reid, Brown and Goodloe the 60th; Messrs. Roach, Richardson and Sterett the 63d; Messrs. Winston, Clement and Parker the 68th; the committee on Religion the 70th; and Messrs. Hines, Browder and Eaves the 73d.

Mr. Whitt moved the following resolution, viz:

Resolved, That the committee on Education be requested to examine into the school laws, and see if the time for district trustees of common schools to report their districts to the county commissioner of each county, could not be extended to the 10th day of March in each year, instead of the 10th day of January, as now provided by law, without any hindrance to the cause of common schools; and that they report by bill or otherwise.

Which was adopted.

Mr. Crawford moved the following resolution, viz:

Resolved, That the members of this House be and they are hereby requested to give to the clerk of this House their names, age, and place of birth, and professions, whatever they may be; and that said clerk shall copy the same, and make the copy a part of the Journal of this House, for the information of this State.

Which was adopted.

Mr. Armstrong moved the following resolution, viz:

Resolved, That the committee on the Judiciary be and they are hereby instructed to inquire into the expediency of the passage of a law to compensate persons, acting under a requisition of the governor of Kentucky, for arresting and retaining fugitives from justice from this state; and report by bill or otherwise.

Which was adopted.

Mr. Boarman moved the following resolutions, viz:

Resolved, That the committee on Propositions and Grievances be instructed to introduce a bill to this House, providing for taking the vote of this commonwealth, at the next August election, as to the propriety of moving the seat of government, &c.

Which was adopted.

Mr. Barbee moved the following resolution, viz:

Resolved, That the committee on the Revised Statutes be instructed to inquire into the expediency of bringing in a bill to repeal all laws which prohibit the sale of spirituous liquors, by any free white person, in any quantity of not less than one pint, where the same is not to be drank on the premises where sold, or premises adjacent thereto, with

proper restrictions and penalties against persons selling such liquors to slaves, or selling at or near places of public religious worship; and that they report by bill or otherwise.

Which was adopted.

Mr. Clement moved the following resolution, viz:

Resolved, That this House hereafter meet at 9 o'clock, A. M., and 7 o'clock, P. M.

Mr. Gray moved the following as a substitute for said resolution, viz:

Resolved, That hereafter this House will meet at half past 9 o'clock, A. M.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the affirmative.

The following bills were reported by the committees appointed to prepare and bring in the same, viz:

By Mr. Russell—

1. A bill empowering the trustees of the Columbia quarterly Conference, of the Methodist Episcopal church South, to convey real estate.

By same—

2. A bill incorporating Neatsville Lodge, No. 192, of Free and Accepted Masons.

By Mr. G. S. Caldwell—

3. A bill for the benefit of the clerk of the Boyle circuit court.

By Mr. W. P. Payne—

4. A bill to legalize an order of the Russell county court, made June 8, 1855.

By Mr. Lindsey—

5. A bill to fix jailers' fees for keeping United States prisoners.

By Mr. McDaniel—

6. A bill to authorize the citizens of the town of Warsaw to elect a police judge and marshal.

By Mr. Armstrong—

7. A bill to incorporate Dunavan Lodge, No. 282, Free and Accepted Masons.

By Mr. Richardson—

8. A bill to incorporate Col. Clay Lodge, No. 159, of Free and Accepted Masons.

By the committee on the Judiciary—

9. A bill concerning the penitentiary.

By Mr. Hansford—

10. A bill for the benefit of the town of Waynesburg.

By same—

11. A bill for the benefit of Robert Fluty.

By Mr. Browder—

12. A bill to authorize the county court of Logan to change its subscription to the Louisville and Nashville Railroad Company.

By Mr. Daniel—

13. A bill to amend the charter of the North Middletown, Mt. Ida, and Mt. Sterling Turnpike road Company.

By Mr. Reid—

14. A bill for the benefit of A. S. Trimble, late sheriff of Morgan county.

By Mr. Eaves—

15. A bill to prevent the wanton destruction of fish in Green river and its tributaries.

By Mr. Skean—

16. A bill to change the place of voting in the first election precinct, in Estill county.

By the committee on the Judiciary—

17. A bill to postpone the January term of the Franklin circuit court.

By the committee on Internal Improvement—

18. A bill to incorporate the Mt. Sterling and Howard's Mill Turnpike road Company.

By same—

19. A bill to incorporate the Canton, Cadiz and Hopkinsville Turnpike road Company.

By same—

20. A bill to incorporate the Manchester Turnpike road Company.

By same—

21. A bill to incorporate the old Frankfort Turnpike road Company.

By same—

22. A bill to regulate the appointment of toll-gate keepers and overseers, on the Crab Orchard fork of the Wilderness road.

By same—

23. A bill to repeal an act, entitled, an act requiring turnpike, toll-bridge and plank-road companies to declare semi-annual dividends, and to amend the Revised Statutes, title "revenue and taxation."

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading

of said bills having been dispensed with, the 1st, 2d, 3d, 4th, 6th, 7th, 8th, 10th, 11th, 13th, 14th, 16th, 17th, 18th, 19th, 20th, 21st, 22d and 23d were severally ordered to be engrossed and read a third time; the 5th was referred to the committee on the Judiciary; the 9th was made the special order of the day for Monday next, at 10½ o'clock, A. M.; and the 12th and 15th were referred to the committee on Internal Improvement.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 6th, 7th, 8th, 10th, 11th, 13th, 14th, 16th, 17th, 18th, 19th, 20th, 21st, 22d and 23d bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Combs, from the committee on Internal Improvement, to whom was referred bills from the Senate of the following titles, viz:

An act to incorporate the Kentucky river Mosely Iron Bridge Erecting Company.

An act for the benefit of Ralph Cotton and John Gardner, of Nelson county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Hines read and laid upon the table the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That they will, when they adjourn on Thursday, the 4th day of February next, adjourn *sine die*.

And then the House adjourned.

MONDAY, JANUARY 18, 1858.

A message was received from the Senate, announcing their disagreement to bills from this House, of the following titles, viz:

An act to limit the time within which actions, suits and motions may be commenced to set aside sales made under decrees and executions.

An act to amend the charter of the Paris and Clintonville Turnpike road Company.

An act vesting circuit and chancery courts with jurisdiction to confirm sales of infant slaves, &c.

That they had passed bills from this House, of the following titles, viz:

An act for the benefit of R. P. Fox and Galen White, of Madison county.

An act to amend the charter of the German Insurance Company, of the city of Louisville.

An act to extend the terms of the Morgan circuit court.

An act to incorporate the Preacher's Aid Society of the Louisville Conference of the Methodist Episcopal Church South.

An act to incorporate the Methodist Church at Clinton, in Hickman county.

An act for the benefit of the sheriff of Marion county.

An act for the benefit of John J. Miller, of Boone county.

An act for the benefit of Samuel Thomas, of Monroe county.

An act to incorporate the New Castle and Carrollton Turnpike road Company.

An act to incorporate the Lebanon and Raywick Turnpike road Company.

An act to incorporate the Maxville and Pleasant Run Turnpike road Company.

An act to amend an act to incorporate the North Middletown and Levy Turnpike road Company.

An act to change the voting place in district No. 4, in Larue county.

An act authorizing the county court of Estill county to levy an additional *ad valorem* tax on the property in said county.

An act for the benefit of the county clerk of Morgan county.

An act changing the time of holding the October term of the Warren quarterly court.

An act creating a police judge and marshal in the town of Canton, Trigg county.

An act to incorporate the Maxville, Thompsonville, and Springfield Turnpike road Company.

With amendments to the three last named bills.

That they had passed bills of the following titles, viz:

An act to amend the charter of the Ashland Fire, Marine and Life Insurance Company.

An act to amend an act, entitled, an act to incorporate the town of Ashland.

An act to amend the charter of the Ashland Cemetery Company.

An act to amend an act, entitled, an act to incorporate the Ashland Female Seminary.

An act for the benefit of W. P. Simpson, of Larue county.

An act to incorporate Murray Lodge, No. 105, of Free and Accepted Masons.

An act to change the time of holding the quarterly courts of Clarke county.

An act to amend an act, approved December 20th, 1851, entitled, an act to authorize the presiding judge of Kenton county to hold quarterly terms in Covington.

An act for the benefit of Julius Hacker and Asa Gilbert.

An act to incorporate Bear Wallow Lodge of Free and Accepted Masons.

An act for the benefit of the sheriff of Washington county.

An act for the benefit of the Shelbyville and Mt. Eden Turnpike Company.

An act to equalize the county levy in Henry county.

An act to change the place of voting in Hendronsville precinct, in Henry county.

An act to incorporate the Cumberland and Nashville Coal and Lumber Company.

An act for the benefit of Wright Ray and others.

An act for the benefit of Charles Hambleton and others.

An act for the benefit of schools in the city of Paducah.

And that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Franklin Insurance Company, of Louisville.

An act to amend an act, entitled, an act to regulate the duties of county and commonwealth's attorneys.

An act for the benefit of Thomas P. Smith.

An act to incorporate the German Gymnastic Association, of the city of Covington.

An act to repeal section 2 of an act to authorize justices of the peace to hold inquests in certain cases.

An act to change the time of holding the Greenup county quarterly court.

An act to provide for the election of special judges of the city court of Louisville, and to authorize the marshal of said court to appoint deputies.

An act for the benefit of Thomas Patterson, of Madison county.

An act to incorporate the Virginia and Kentucky Bridge Company.

An act for the benefit of the Danville, Dix River and Lancaster Turnpike road Company.

An act to incorporate the Buck Creek Bridge Company.

An act to amend an act incorporating the Hustonville and Coffey's Mill Turnpike road Company.

An act to incorporate the Lincoln's Run and May's Creek Turnpike road Company, in Washington county.

An act declaring the office of county judge and common school commissioner incompatible.

An act to amend an act incorporating the Hustonville, Liberty and Columbia Turnpike road Company.

A resolution in relation to the appointment of a committee to examine the Lunatic Asylum at Lexington.

1. Mr. Newcum presented the petition of Lewis Ambrister, praying compensation for damages done him.

2. Mr. Chamblin presented the petition of the trustees of school district No. 16, in Boone county, praying the passage of an act allowing them to draw for a school taught in said district in 1857.

3. Also, the petition of sundry citizens of Boone county, praying for the incorporation of a turnpike road in said county.

4. Also, the petition of Mrs. Frances G. Riddle, wife of Madison Riddle, praying the passage of an act authorizing her to sell and dispose of real estate.

5. Also, the petition of sundry citizens of the town of Florence, in Boone county, praying for the creation of a police judge and town marshal for said town.

6. Mr. Huey presented the petition of sundry citizens of Graves county, praying that Symsonia precinct be added to the county of Marshall.

Which were received, the reading dispensed with, and referred—the 1st to committee on the Judiciary; the 2d to the committee on Education; the 3d to the committee on Internal Improvement; the 4th and 5th to Messrs. Chamblin, Brown and C. P. Talbot; and the 6th to the committee on Propositions and Grievances.

Mr. Jackson, from the committee on Agriculture and Manufactures, to whom was referred a bill from the Senate, entitled,

An act to incorporate the Campbell County Agricultural Society.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Jackson, from the same committee, reported—

A bill to incorporate the North Kentucky Agricultural Association.

Which was read the first time.

The question was then put, shall the bill be read a second time?

The hour for the special order of the day having arrived, the House proceeded to the consideration of the bill concerning the penitentiary.

The said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the keeper of the penitentiary shall be elected by the legislature on joint ballot, and shall hold his office for four years, subject to the liabilities, terms, and conditions, and entitled to the rights, privileges, and advantages as prescribed in this act, to-wit:

First. The commissioners of the sinking fund shall loan to the keeper ten thousand dollars in raw materials (to be received by the state from the out-going keeper,) and in money during his term of office, for which he shall pay to them, annually, interest at the rate of six per cent. per annum, until the principal is returned; and for the payment of the principal and interest shall execute bond to said commissioners with sufficient sureties, to be approved by them.

Second. The keeper shall have the use and control of the penitentiary and all the buildings attached thereto, together with all the machinery, fixtures, tools, and other property of the state therein, and receive and have all the proceeds of the labor of the convicts therein, and all the profits and emoluments from the operations of the penitentiary, and shall be bound to keep in good order all the buildings, machinery, fixtures, tools, and other property, and return all the property so received by him in as good order as when the same shall have

been received by him, unavoidable accidents by fire, as respects the buildings and machinery only, excepted.

Third. The keeper shall be bound to pay into the treasury, to the credit of the sinking fund, at the end of each year of his term of office, the sum of eight thousand dollars.

Fourth. In the event of a fire occurring in the institution, without any fault on the part of the keeper, his assistants, or guards, the general assembly, if in session, and if not, the commissioners of the sinking fund, shall cause to be erected, as soon as practicable, such other permanent and suitable buildings as they may deem best for the interest of the state, not exceeding in cost ten thousand dollars, to be paid out of any money in the treasery to the credit of the sinking fund; and the commissioners of the sinking fund shall make such deduction from the annual sum to be paid by the keeper as they may deem equitable and just for the loss of the use of the buildings; and their decision shall be subject to the ratification of the legislature. The cost of erecting the necessary temporary buildings shall be borne by the keeper, and no allowance is to be made to him therefor.

Fifth. If, during the term of office of the keeper, the commissioners of the sinking fund shall deem it necessary to cause additional machinery to be erected, the state shall not, under any circumstances, be chargeable with a sum therefor exceeding ten thousand dollars; and the keeper shall give bond, with adequate security, to be approved by the governor, that he will return the machinery so erected in as good order as when erected, and will pay the state annually six per cent. per annum interest on the amount expended in erecting such machinery. The state reserves to itself the right of purchasing from the keeper of the penitentiary, at the termination of his term of office, at a fair cash value, any machinery which he may erect at his own cost in the penitentiary.

Sixth. If any of the amounts herein required to be paid by the keeper of the penitentiary shall remain unpaid for ten days after the same shall become due and payable, it shall be the duty of the commissioners of the sinking fund to cause a judgment to be rendered against the keeper and his sureties, at the next or any succeeding term of the Franklin circuit court, for the amount so due and unpaid, by motion, in the manner, and with like penalties that judgments are, or shall be rendered against defaulting sheriffs or other collectors of the public money.

Seventh. The said keeper, in addition to the payment of said sums of money, shall, at his own expense, furnish the necessary guards, feed and clothe the convicts, appoint his own clerk, and pay him for his services, furnish all necessary beds and bedding for the cells, pay the liberation money to the convicts, all necessary physicians' bills, and all the necessary expenses in maintaining and carrying on said institution, and save the state harmless of all expense connected with the management of the same during his term of office.

Eighth. The governor shall appoint three inspectors of the penitentiary, one of whom shall be a practicing physician, who shall hold their offices for two years, unless sooner removed by the governor. It shall be the duty of the inspectors to examine into all matters connect-

ed with the government, discipline, and police of the penitentiary, and make a report thereof every three months to the governor. The penitentiary shall be visited at least once each week, by two of said inspectors, and as much oftener as shall be prescribed by the governor or commissioners of the sinking fund. Each inspector shall receive one hundred dollars per annum for his services, payable out of any money in the treasury to the credit of the sinking fund. No inspector of the penitentiary shall become interested, directly or indirectly, in the profits thereof, or of its management.

Ninth. The keeper shall employ one or more reputable physicians, whose duty it shall be to examine into the health and situation of each convict, and report to the governor whether any convict is engaged in any work which is injurious to his health, or whether any convict is kept at work when, from disease, he is unfit for labor; whereupon it shall be the duty of the governor to cause said convict to be changed to other work, or relieved from work until said physician shall pronounce his health sufficiently restored for labor. The keeper shall give written information to the governor of his employment of a physician, and of each change of employment.

Tenth. If the keeper of the penitentiary fail or refuse to comply with the obligations imposed on him by this act, or shall be guilty of any malfeasance in office, the governor shall have full power, and it shall be his duty, to remove him forthwith.

Eleventh. In the event of the death or removal from office of the keeper of the penitentiary, the governor, secretary of state, and auditor shall make a contract with a suitable person to take charge of the penitentiary, according to the provisions of this act, until the next ensuing meeting of the general assembly, and until a new keeper be elected and qualified.

Twelfth. Before the penitentiary shall be placed in the charge of the keeper who shall be elected by the legislature, he shall execute bond, with sufficient sureties, to be approved by the governor, to the commonwealth, for his faithful performance of the duties of his office, and compliance with the provisions of this act.

Thirteenth. All laws relating to the penitentiary, in conflict with the provisions of this act, are repealed; and all laws not inconsistent with its provisions shall remain in full force, until changed by the legislature. Nothing herein contained shall prevent the legislature from passing such laws as may be deemed necessary to the welfare and reformation of the convicts.

§ 2. The raw materials which may be on hand at the expiration of the keeper's term of office, not exceeding eight thousand dollars in value, and which shall be suitable for the manufactures conducted in the penitentiary, may be received by the state, at a fair wholesale cash valuation, in payment of so much of the loan to said keeper, and shall be delivered to the in-coming keeper at the same valuation, in part of the ten thousand dollars directed to be loaned to him by the first sub-division of section one. The valuation shall be made by three competent and disinterested persons, one selected by the out-going keeper, one by the in-coming keeper, and one by the sinking fund commissioners, who shall be duly sworn to discharge their duties fair-

ly and impartially, and to the best of their skill and judgment, before proceeding to make the valuation. Both the out-going and in-coming keepers shall have a right to be present at the valuation. If either keeper fail to select a valuer, the commissioner of the sinking fund shall make the selection in his stead.

§ 3. In order to determine the condition in which the machinery, fixtures, tools, and other property may be when received, and when returned by the keeper, a valuation of the same, at the commencement and at the termination of the keeper's term of office, shall be made by three skillful and disinterested persons, selected by the commissioners of the sinking fund, who shall be duly sworn to discharge their duties fairly and impartially, and to the best of their skill and judgment, before making the valuation. The out-going and in-coming keeper shall be entitled to be present at the valuation.

§ 4. The clothing of the convicts, the bed and bedding of the cells, and other necessary furniture of the penitentiary, shall, in like manner, be valued at the commencement and termination of the keeper's term of office, by appraisers appointed by the commissioners of the sinking fund; and the keeper shall be bound to leave, at the termination of his office, an equal value of clothing, beds, and bedding, and other necessary furniture, with that he received at the commencement of his term of office. If there is a deficiency the keeper shall pay the deficiency in cash; if there is an excess, then the keeper may withdraw the excess, or the commissioners of the sinking fund may allow him a cash credit for the value of such excess. The appraisers shall be sworn, and both keepers shall have the right of being present, as provided in the preceding section.

§ 5. In the event of the death or removal from office of the keeper, valuations shall be made of all the articles of property named in the three preceding sections, by appraisers appointed by the commissioners of the sinking fund, who shall be sworn as provided in said sections, before making said valuations. The valuations prescribed in this and the preceding sections shall be written out, and the articles so enumerated or described as to be identified, subscribed by the appraisers, and filed with the commissioners of the sinking fund, and by them preserved.

§ 6. The provisions of the first section of this act shall not apply to the present keeper and lessee, whose rights, duties, and responsibilities shall be determined by the laws in force before the passage of this act, and the contract of lease entered into between him and the commissioners of the sinking fund. Sections two, three, four and five shall, so far as their provisions relate to the out-going keeper, apply to him, so far as they shall not be in conflict with the terms of his lease, which terms are not intended to be impaired or violated by any provisions of this act.

Mr. Reid moved to amend said bill, in the third paragraph of the first section, by striking out the word "eight," and inserting in lieu thereof the word "six."

A division of the question being called for, the question was first taken upon striking out, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Curtis Field, Jr.,	Charles A. Marshall,
William A. Barton,	George S. Fleming,	James H. McDaniel,
Robert Browder,	Sidney A. Foss,	James M. Mitchell,
Erasmus O. Brown,	John K. Goodloe,	Remus Payne,
Gabriel S. Caldwell,	George W. Hamilton,	William P. Payne,
James L. Caldwell,	Wm. O. Hansford,	C. D. Pennebaker,
Braxton W. Chamblin,	Pleasant Hines,	Newton P. Reid,
Leslie Combs,	John B. Huston,	Elijah G. Sebree,
Dillard C. Daniel,	James S. Jackson,	Charles P. Talbot,
James W. Davis,	Madison C. Johnson,	T. C. Winfrey,
Stephen T. Drane,	Thomas N. Lindsey,	William Woods,
Blanton Duncan,	James B. Lyne,	S. Worthington—36.

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ficklin,	William B. Parker,
William T. Anthony,	Abram H. Field,	Joseph Patton,
Elias L. Barbee,	Anderson Gray,	Robert Richardson,
Robert Bates,	Wm. H. Hamilton,	John I. Roach,
James C. Belshe,	Elisha Hardy,	Sinclair Roberts,
Joseph M. Boarman,	Harvey F. Hensley,	Joseph Shawhan,
William A. Brann,	James K. Huey,	Wm. B. Skean,
Thomas H. C. Bruce,	George M. Jessee,	Isaac Smith,
John M. Burns,	Hiram Kelsey,	Green Sterett,
Isaac N. Clement,	Alfred Kendall,	William J. Stitt,
Oliver Crawford,	William F. Leathers,	Ambrose H. Talbott,
Edward Crossland,	Willis B. Machen,	Alexander W. Thomas,
Francis M. Daily,	Allen L. McAfee,	Henry Thompson,
Thomas M. Dickey,	John C. McCreary,	Joshua T. White,
Henry B. Dobyns,	John H. McMillan,	Richard P. Whitt,
John Donan,	Samuel F. Morse,	John K. Wilson,
Charles Eaves,	Jonathan Newcum,	Benj. M. Winston,
John Ellis,	Hugh Newell,	John H. Woosley—54.

Mr. Lindsey moved to amend said bill, by adding thereto the following section, viz:

No moneys received from the United States for keeping prisoners confined in the penitentiary, under the laws of the United States, shall belong to the keeper of the penitentiary, but shall be paid into the treasury, for the use of the sinking fund.

Mr. Gray moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The main question was then put, shall the amendment proposed by Mr. Lindsey be adopted? and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Goodloe and Brown, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Blanton Duncan,	Thomas N. Lindsey,
William A. Barton,	Curtis Field, Jr.,	James B. Lyne,
Robert Browder,	George S. Fleming,	Charles A. Marshall,
Erasmus O. Brown,	Sidney A. Foss,	James H. McDaniel,
Gabriel S. Caldwell,	John K. Goodloe,	James M. Mitchell,
James L. Caldwell,	George W. Hamilton,	William P. Payne,
Braxton W. Chamblin,	William O. Hansford,	Elijah G. Sebree,
Leslie Combs,	Pleasant Hines,	Charles P. Talbot,
Dillard C. Daniel,	John B. Huston,	T. C. Winfrey,
James W. Davis,	James S. Jackson.	William Woods,
Stephen T. Drane,	Madison C. Johnson,	S. Worthington—33.

Those who voted in the negative, were

Mr. Speaker, (White,)	Abram H. Field,	Remus Payne,
William T. Anthony,	Anderson Gray,	Newton P. Reid,
Elias L. Barbee,	William H. Hamilton,	Robert Richardson,
Robert Bates,	Elisha Hardy,	John I. Roach,
James C. Belshe,	Harvey F. Hensley,	Sinclair Roberts,
Joseph M. Boarman,	James K. Huey,	Joseph Shawhan,
William A. Brann,	George M. Jessee,	Wm. B. Skean,
Thomas H. C. Bruce,	Hiram Kelsey,	Isaac Smith,
John M. Burns,	Alfred Kendall,	Green Sterett,
Isaac N. Clement,	William F. Leathers,	William J. Stitt,
Oliver Crawford,	Willis B. Machen,	Ambrose H. Talbott,
Edward Crossland,	Allen L. McAfee,	Alexander W. Thomas,
Francis M. Daily,	John C. McCreary,	Henry Thompson,
Thomas M. Dickey,	John H. McMillan,	Joshua T. White,
Henry B. Dobyns,	Samuel F. Morse,	Richard P. Whitt,
John Donan,	Jonathan Newcum,	John K. Wilson,
Charles Eaves,	Hugh Newell,	Benjamin M. Winston,
John Ellis,	William B. Parker,	John H. Woosley—56.
John Ficklin,	Joseph Patton,	

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz :

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Abram H. Field,	Joseph Patton,
William T. Anthony,	Curtis Field, Jr.,	Remus Payne,
Elias L. Barbee,	Anderson Gray,	William P. Payne,
Robert Bates,	Wm. H. Hamilton,	Newton P. Reid,
James C. Belshe,	Elisha Hardy,	Robert Richardson,
Joseph M. Boarman,	Harvey F. Hensley,	John I. Roach,

William A. Brann,
Robert Browder,
Thomas H. C. Bruce,
John M. Burns,
Gabriel S Caldwell,
Isaac N. Clement,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Charles Eaves,
John Ellis,
John Ficklin,
George M. Jessee,
Madison C. Johnson,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
James B. Lyne,
Willis B. Machen,
Allen L. McAfee,
John C. McCreary,
John H. McMillan,
Samuel F. Morse,
Jonathan Newcum,
Hugh Newell,
William B. Parker,
Sinclair Roberts,
Joseph Shawhan,
William B Skean,
Isaac Smith,
Green Sterett,
William J. Stitt,
Ambrose H. Talbott,
Alex. W. Thomas.
Henry Thompson,
Joshua T. White,
Richard P. Whitt,
John K. Wilson,
Benjamin M. Winston,
John H. Woosley—61.

Those who voted in the negative, were

Vene P. Armstrong,
William A. Barton,
Erasmus O. Brown,
James L. Caldwell,
Braxton W. Chamblin,
Dillard C. Daniel,
James W. Davis,
Stephen T. Drane,
Blanton Duncan,
George S. Fleming,
Sidney A. Foss,
George W. Hamilton,
Wm. O. Hansford,
Pleasant Hines,
John B. Huston,
James S. Jackson,
Thos. N. Lindsey,
Charles A. Marshall,
James H. McDaniel,
James M. Mitchell,
C. D. Pennebaker,
Elijah G. Sebree,
Charles P. Talbot,
T. C. Winfrey,
William Woods,
S. Worthington—26.

Resolved, That the title thereof be as aforesaid.

The House then took up for consideration the motion made on Friday last, by Mr. Parker, to reconsider the vote passing the bill to amend the charter of the Kentucky State Agricultural Society.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Duncan, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)
William T. Anthony,
Elias L. Barbee,
Robert Bates,
James C. Belshe,
William A. Brann,
Thomas H. C. Bruce,
Isaac N. Clement,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
John Donan,
John Ellis,
John Ficklin,
Wm. H. Hamilton,
Elisha Hardy,
Harvey F. Hensley,
Pleasant Hines,
James K. Huey,
George M. Jessee,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
Willis B. Machen,
John C. McCreary,
John H. McMillan,
Samuel F. Morse,
Jonathan Newcum,
Hugh Newell,
William B. Parker,
Joseph Patton,
John I. Roach,
Sinclair Roberts,
Joseph Shawhan,
William B. Skean,
Isaac Smith,
Green Sterett,
Henry Thompson,
Richard P. Whitt,
T. C. Winfrey,
John H. Woosley—41.

Those who voted in the negative, were

Vene P. Armstrong,	Abram H. Field,	James M. Mitchell,
William A. Barton,	George S. Fleming,	Remus Payne,
Joseph M. Boarman,	Sidney A. Foss,	C. D. Pennebaker,
Robert Browder,	John K. Goodloe,	Newton P. Reid,
Erasmus O. Brown,	Anderson Gray,	Robert Richardson,
Gabriel S. Caldwell,	George W. Hamilton,	E. G. Sebree,
James L. Caldwell,	Wm. O. Hansford,	William J. Stitt,
Braxton W. Chamblin,	John B. Huston,	Ambrose H. Talbott,
Leslie Combs,	James S. Jackson,	Charles P. Talbot,
Dillard C. Daniel,	Madison C. Johnson,	Alexander W. Thomas,
James W. Davis,	Thomas N. Lindsey,	Joshua T. White,
Thomas M. Dickey,	James B. Lyne,	John K. Wilson,
Henry B. Dobyns,	Charles A. Marshall,	Benjamin M. Winston,
Stephen T. Drane,	Allen L. McAfee,	William Woods,
Blanton Duncan,	James H. McDaniel,	S. Worthington—47.
Charles Eaves,		

The House again resumed the consideration of the bill to repeal an act, entitled,

An act to reorganize Transylvania University and establish a school for teachers, and the amendments proposed thereto.

And after some discussion thereon,

The House adjourned.

TUESDAY, JANUARY 19, 1858.

A message was received from the Senate, announcing their disagreement to a bill from this House of the following title, viz:

An act for the benefit of Gideon Barnes and Christopher Boone.

That they had passed bills from this House of the following titles, viz:

An act to prevent the destruction of fish in the Kentucky river and its tributaries.

An act to authorize railroad companies to make certain contracts with each other.

An act to incorporate the Raywick Turnpike Road Company.

An act to incorporate the Pleasant Hill and Jessamine Turnpike Road Company.

An act to incorporate the Bardstown and Chaplintown Turnpike Road Company.

An act to incorporate the Bardstown and Bloomfield Turnpike Road Company.

An act concerning the Penitentiary.

With amendments to the last named bill.

And that they had passed bills of the following titles, viz:

An act to incorporate the London, Somerset and Waitsboro' Turnpike road Company.

An act to incorporate Cranetown Turnpike road Company.

An act to incorporate the Hustonville and Bradfordsville Turnpike road Company.

An act to incorporate the Elizaville and Blue Lick Turnpike road Company.

1. Mr. G. W. Hamilton presented the petition of sundry citizens of the counties of Nicholas, Fleming and Bracken, praying the formation of a new county out of parts of said counties.

2. Mr. Stitt presented the petition of sundry citizens of Nicholas, Fleming and Bracken counties, praying the formation of a new county out of parts of said counties.

3 Mr. Whitt presented the petition of sundry citizens of Carter county, praying an amendment to the road laws.

Which were received, the reading dispensed with, and referred to the committee on Propositions and Grievances.

On motion of Mr. Davis—

Ordered, That a message be sent to the Senate asking leave to withdraw the report of this House announcing the passage of a bill from the Senate, entitled,

An act to amend an act, entitled, an act to amend the laws regulating the Wilderness road.

After a short time time the messenger returned with said bill.

On motion of Mr. Huston—

Ordered, That Mr. Eaves be added to the committee on the Judiciary.

The Speaker laid before the House the report of the President of the Board of Internal Improvement.

[*For Report—see Legislative Documents.*]

Ordered, That the Public Printer forthwith print the usual number

of copies of said report, for the use of the members of the General Assembly.

The House then resumed the consideration of the bill to incorporate the North Kentucky Agricultural Association.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The House again resumed the consideration of the bill to repeal an act, entitled,

An act to reorganize Transylvania University and establish a school for teachers, and the amendments proposed thereto by Mr. Johnson and Mr. Jackson.

The said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled, an act to reorganize Transylvania University and establish a school for teachers, approved March 10, 1856, be and the same is hereby repealed.

§ 2. *Be it further enacted*, That this act shall take effect from and after the first day of March, 1858.

Mr. Jackson then withdrew his amendment.

The amendment proposed by Mr. Johnson reads as follows, viz:

§ 1. That the act, entitled, an act to reorganize Transylvania University, and establish a school for teachers, approved March 10, 1856, be so amended, that instead of the amount of twelve thousand dollars per annum, appropriated by said act out of the common school fund, that only the net excess of the school tax paid by the county of Fayette, over and above the amount thereof received by said county, shall be annually appropriated to pay the expenses of the institution.

§ 2. *Be it further enacted*, That only seventy-five cents per week, instead of one dollar and fifty cents, be paid to each pupil who shall be selected, according to the provisions of said act, to receive the benefits of the institution.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Eaves and Thompson, were as follows, viz:

Those who voted in the affirmative, were

James L. Caldwell,	George W. Hamilton,	Charles A. Marshall,
Leslie Combs,	Wm. O. Hansford,	James M. Mitchell,
Stephen T. Drane,	John B. Huston,	C. D. Pennebaker,
Blanton Duncan,	Madison C. Johnson,	Elijah G. Sebree,

Curtis Field, Jr., Thomas N. Lindsey, Thomas Shanks,
George S. Fleming, James B. Lyne, Charles P. Talbot,
Sidney A. Foss, John G. Lyon, S. Worthington—22.
John K. Goodloe,

Those who voted in the negative, were

Mr. Speaker, (White,) John Ficklin, William P. Payne,
William T. Anthony, Abram H. Field, Newton P. Reid,
Elias L. Barbee, Anderson Gray, Robert Richardson,
William A. Barton, Wm. H. Hamilton, John I. Roach,
Robert Bates, Elisha Hardy, Sinclair Roberts,
James C. Belshe, Harvey F. Hensley, William E. Russell,
Joseph M. Boarman, Pleasant Hines, Joseph Shawhan,
William A. Brann, James K. Huey, William B. Skean,
Robert Browder, James S. Jackson, Isaac Smith,
Erasmus O. Brown, Hiram Kelsey, Green Sterett,
Thomas H. C. Bruce, Alfred Kendall, William J. Stitt,
John M. Burns, William F. Leathers, Ambrose H. Talbott,
Gabriel S. Caldwell, Willis B. Machen, Alex. W. Thomas,
Braxton W. Chamblin, Allen L. McAfee, Henry Thompson,
Isaac N. Clement, John C. McCreary, Benjamin C. Trapnall,
Oliver Crawford, James H. McDaniel, Joshua T. White,
Francis M. Daily, John H. McMillan, Richard P. Whitt,
Dillard C. Daniel, Samuel F. Morse, John C. Wickliffe,
James W. Davis, Jonathan Newcum, John K. Wilson,
Thomas M. Dickey, Hugh Newell, T. C. Winfrey,
Henry B. Dobyns, William B. Parker, Benjamin M. Winston,
John Donan, Joseph Patton, William Woods,
Charles Eaves, Remus Payne, John H. Woosley—70.
John Ellis,

Mr. Jackson then renewed his amendment, which reads as follows, viz:

§ 1. That an act, entitled, an act to reorganize Transylvania University, and establish a school for teachers, be and the same is hereby repealed—the repeal to take effect from and after the 15th day of June, 1858.

§ 2. *Be it further enacted*, That the grounds, buildings, endowments, libraries, and various properties, possessions, and franchises of said University, all of which are now held by the state of Kentucky for the benefit of the common school fund, be and the same are hereby restored to said University as fully as if the act herein repealed had never passed; and all acts, or parts of acts, in relation to said University, and repealed by the act reorganizing the same, and establishing a school for teachers, are declared to be in full force from and after the 15th day of June, 1858.

§ 3. *Be it further enacted*, That an election shall be held at the several voting precincts of this state, on the 1st Monday in August, 1859, to take the sense of the qualified voters of this commonwealth as to whether or not a tax of one cent upon each hundred dollars in value of property in this state, be levied for the purpose of providing schools

for teachers in aid of the common school system, to be located in various parts of the state; and returns of said election are to be made as provided in the law heretofore passed to take the sense of the voters of the commonwealth in regard to an additional levy of three cents tax on each hundred dollars worth of property, in aid of the system of common schools.

Mr. Barbee moved to amend said amendment, by striking out the third section thereof.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Eaves and Hardy, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	George S. Fleming,	William B. Parker,
William T. Anthony,	John K. Goodloe,	Remus Payne,
Elias L. Barbee,	Wm. H. Hamilton,	Newton P. Reid,
Robert Bates,	Pleasant Hines,	John I. Roach,
James C. Belshe,	John B. Huston,	Sinclair Roberts,
Joseph M. Boarman,	Madison C. Johnson,	William E. Russell,
William A. Brann,	Hiram Kelsey,	Elijah G. Sebree,
Thomas H. C. Bruce,	Alfred Kendall,	Green Sterett,
Gabriel S. Caldwell,	William F. Leathers,	Ambrose H. Talbott,
Leslie Combs,	Thomas N. Lindsey,	Charles P. Talbot,
Oliver Crawford,	Willis B. Machen,	Henry Thompson,
Francis M. Daily,	Charles A. Marshall,	Benjamin C. Trapnall,
John Donan,	Allen L. McAfee,	John C. Wickliffe,
John Ellis,	John C. McCreary,	John K. Wilson,
Abram H. Field,	James M. Mitchell,	S. Worthington—47.
Curtis Field, Jr.,	Samuel F. Morse,	

Those who voted in the negative, were

William A. Barton,	Sidney A. Foss,	William P. Payne,
Robert Browder,	Anderson Gray,	C. D. Pennebaker,
Erasmus O. Brown,	George W. Hamilton,	Robert Richardson,
John M. Burns,	Wm. O. Hansford,	Thomas Shanks,
James L. Caldwell,	Elisha Hardy,	Joseph Shawhan,
Braxton W. Chamblin,	Harvey F. Hensley,	Wm. B. Skean,
Isaac N. Clement,	James K. Huey,	Isaac Smith,
Dillard C. Daniel,	James S. Jackson,	William J. Stitt,
James W. Davis,	James B. Lyne,	Alexander W. Thomas,
Thomas M. Dickey,	John G. Lyon,	Richard P. Whitt,
Henry B. Dobyns,	James H. McDaniel,	T. C. Winfrey,
Stephen T. Drane,	John H. McMillan,	Benj. M. Winston,
Blanton Duncan,	Jonathan Newcum,	William Woods,
Charles Eaves,	Hugh Newell,	John H. Woosley—44.
John Ficklin,	Joseph Patton,	

Mr. Johnson moved to amend the amendment of Mr. Jackson, by striking out the second section of said amendment and inserting in lieu thereof the following, viz:

That all the rights, privileges, and property of every description, which belonged to the trustees of Transylvania University at the time of the passage of said act, shall be restored to the board of trustees which existed at that time; and the persons who then constituted the board of trustees of Transylvania University shall be restored to their office, and have all the powers and privileges which they had at the passage of said act. All laws in relation to Transylvania University repealed by said act are revived: *Provided*, *however*, that the said trustees shall have power to close the University for a period not exceeding ten years, to enable their funds to accumulate; and during that time render its funds profitable by loans or discounts of notes, secured by real estate security, or purchase of bank stocks.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Pennebaker and Brann, were as follows, viz:

Those who voted in the affirmative, were

William A. Brann,	Sidney A. Foss,	James H. McDaniel,
Robert Browder,	John K. Goodloe,	James M. Mitchell,
Gabriel S. Caldwell,	Anderson Gray,	Jonathan Newcum,
James L. Caldwell,	George W. Hamilton,	C. D. Pennebaker,
Braxton W. Chamblin,	William O. Hansford,	Elijah G. Sebree,
Leslie Combs,	Pleasant Hines,	Thomas Shanks,
Dillard C. Daniel,	John B. Huston,	Ambrose H. Talbott,
Stephen T. Drane,	Madison C. Johnson,	Benjamin C. Trapnall,
Blanton Duncan,	Thomas N. Lindsey,	T. C. Winfrey,
Charles Eaves,	James B. Lyne,	William Woods,
Curtis Field, Jr.,	John G. Lyon,	S. Worthington—35.
George S. Fleming,	Charles A. Marshall,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Abram H. Field,	Newton P. Reid,
William T. Anthony,	William H. Hamilton,	Robert Richardson,
Elias L. Barbee,	Elisha Hardy,	John I. Roach,
William A. Barton,	Harvey F. Hensley,	Sinclair Roberts,
Robert Bates,	James K. Huey,	William E. Russell,
James C. Belshe,	James S. Jackson,	Joseph Shawhan,
Joseph M. Boarman,	Hiram Kelsey,	Wm. B. Skean,
Erasmus O. Brown,	Alfred Kendall,	Isaac Smith,
Thomas H. C. Bruce,	William F. Leathers,	Green Sterett,
John M. Burns,	Willis B. Machen,	William J. Stitt,
Isaac N. Clement,	Allen L. McAfee,	Charles P. Talbot,
Oliver Crawford,	John C. McCreary,	Alexander W. Thomas,
Francis M. Daily,	John H. McMillan,	Henry Thompson,
James W. Davis,	Samuel F. Morse,	Joshua T. White,
Thomas M. Dickey,	Hugh Newell,	Richard P. Whitt,
Henry B. Dobyns,	William B. Parker,	John C. Wickliffe,
John Donan,	Joseph Patton,	John K. Wilson,
John Ellis,	Remus Payne,	Benjamin M. Winston,
John Ficklin,	William P. Payne,	John H. Woosley—57.

The question was then taken on the adoption of the amendment proposed by Mr. Jackson, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Duncan and Hansford, were as follows, viz :

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	William B. Parker,
William T. Anthony,	George S. Fleming,	Joseph Patton,
Elias L. Barbee,	Sidney A. Foss,	Remus Payne,
William A. Barton,	Anderson Gray,	William P. Payne,
Robert Bates,	George W. Hamilton,	Newton P. Reid,
James C. Belshe,	Wm. H. Hamilton,	Robert Richardson,
Joseph M. Boarman,	Wm. O. Hansford,	John I. Roach,
William A. Brann,	Elisha Hardy,	Sinclair Roberts,
Robert Browder,	Harvey F. Hensley,	William E. Russell,
Erasmus O. Brown,	Pleasant Hines,	Elijah G. Sebree,
Thomas H. C. Bruce,	James K. Huey,	Thomas Shanks,
John M. Burns,	John B. Huston,	Joseph Shawhan,
James L. Caldwell,	James S. Jackson,	Isaac Smith,
Braxton W. Chamblin,	Madison C. Johnson,	Green Sterett,
Isaac N. Clement,	Hiram Kelsey,	William J. Stitt,
Leslie Combs,	Alfred Kendall,	Ambrose H. Talbott,
Oliver Crawford,	William F. Leathers,	Alex. W. Thomas,
Francis M. Daily,	James B. Lyne,	Henry Thompson,
Dillard C. Daniel,	John G. Lyon,	Benjamin C. Trapnall,
James W. Davis,	Willis B. Machen,	Joshua T. White,
Thomas M. Dickey,	Charles A. Marshall,	Richard P. Whitt,
Henry B. Dobyns,	Allen L. McAfee,	John C. Wickliffe,
John Donan,	John C. McCreary,	John K. Wilson,
Stephen T. Drane,	James H. McDaniel,	T. C. Winfrey,
Blanton Duncan,	John H. McMillan,	Benjamin M. Winston,
Charles Eaves,	James M. Mitchell,	William Woods,
John Ellis,	Samuel F. Morse,	John H. Woosley,
John Ficklin,	Hugh Newell,	S. Worthington—85.
Abram H. Field,		

Those who voted in the negative, were

Gabriel S. Caldwell,	Jonathan Newcum,	William B Skean,
John K. Goodloe,	C. D. Pennebaker,	Charles P. Talbot—6.

Mr. J. L. Caldwell moved to amend said bill, by adding thereto the following section, viz :

That an election shall be held at the several voting precincts of this state on the 1st Monday of August, 1859, to take the sense of the qualified voters of this commonwealth, as to whether the law reorganizing Transylvania University, and establishing a school for teachers, shall be repealed.

Mr. Dobyns moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The main question was then put, shall the amendment proposed by Mr. Caldwell be adopted? and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. J. L. Caldwell and Pennebaker, were as follows, viz:

Those who voted in the affirmative, were

Gabriel S. Caldwell,	George S. Fleming,	John G. Lyon,
James L. Caldwell,	Sidney A Foss,	Charles A. Marshall,
Braxton W. Chamblin,	John K. Goodloe,	James M. Mitchell,
Leslie Combs,	George W. Hamilton,	C. D. Pennebaker,
Dillard C. Daniel,	Wm. O. Hansford,	E. G. Sebree,
Stephen T. Drane,	Madison C. Johnson,	Thomas Shanks,
Blanton Duncan,	James B. Lyne,	Charles P. Talbot—21.

Those who voted in the negative, were

Mr. Speaker, (White,)	Anderson Gray,	Newton P. Reid,
William T. Anthony,	Wm. H. Hamilton,	Robert Richardson,
Elias L. Barbee,	Elisha Hardy,	John I. Roach,
William A. Barton,	Harvey F. Hensley,	Sinclair Roberts,
Robert Bates,	Pleasant Hines,	William E. Russell,
James C. Belshe,	James K. Huey,	Joseph Shawhan,
Joseph M. Boarman,	John B. Huston,	William B. Skean,
William A. Brann,	James S. Jackson,	Isaac Smith,
Robert Browder,	Hiram Kelsey,	Green Sterett,
Erasmus O. Brown,	Alfred Kendall,	William J. Stitt,
Thomas H. C. Bruce,	William F. Leathers,	Ambrose H. Talbott,
John M. Burns,	Willis B. Machen,	Alexander W. Thomas,
Isaac N. Clement,	Allen L. McAfee,	Henry Thompson,
Oliver Crawford,	John C. McCreary,	Benjamin C. Trapnall,
Francis M. Daily,	James H. McDaniel,	Richard P. Whitt,
James W. Davis,	John H. McMillan,	Joshua T. White,
Thomas M. Dickey,	Samuel F. Morse,	John C. Wickliffe,
Henry B. Dobyns,	Jonathan Newcum,	John K. Wilson,
John Donan,	Hugh Newell,	T. C. Winfrey,
Charles Eaves,	William B. Parker,	Benjamin M. Winston,
John Ellis,	Joseph Patton,	William Woods,
John Ficklin,	Remus Payne,	John H. Woosley,
Abram H. Field,	William P. Payne,	S. Worthington—69.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Davis and Bates, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	A. H. Field,	Wm. P. Payne,
Wm. T. Anthony,	C. Field, jr.,	Newton P. Reid,
E. L. Barbee,	Anderson Gray,	Robert Richardson,
Wm. A. Barton,	Wm. H. Hamilton,	John I. Roach,
Robert Bates,	Elisha Hardy,	Sinclair Roberts,
James C. Belshe,	H. F. Hensley,	Wm. E. Russell,
Joseph M. Boarman,	Pleasant Hines,	Joseph Shawhan,
Wm. A. Brann,	J. K. Huey,	Wm. B. Skean,
Robert Browder,	J. S. Jackson,	Isaac Smith,
E. O. Brown,	Hiram Kelsey,	Green Sterett,
T. H. C. Bruce,	Alfred Kendall,	W. J. Stitt,
John M. Burns,	W. F. Leathers,	A. H. Talbott,
B. W. Chamblin,	W. B. Machen,	A. W. Thomas,
Isaac N. Clement,	A. L. McAfee,	Henry Thompson,
Oliver Crawford,	J. C. McCreary,	B. C. Trapnall,
Francis M. Daily,	J. H. McDaniel,	Joshua T. White,
James W. Davis,	J. H. McMillan,	Richard P. Whitt,
Thomas M. Dickey,	S. F. Morse,	J. C. Wickliffe,
Henry B. Dobyns,	Jonathan Newcum,	J. K. Wilson,
John Donan,	Hugh Newell,	T. C. Winfrey,
Charles Eaves,	Wm. B. Parker,	B. M. Winston,
John Ellis,	Joseph Patton,	Wm. Woods,
John Ficklin,	Remus Payne,	John H. Woosley—69.

Those who voted in the negative, were

G. S. Caldwell,	J. K. Goodloe,	C. A. Marshall,
J. L. Caldwell,	G. W. Hamilton,	J. M. Mitchell,
Leslie Combs,	Wm. O. Hansford,	C. D. Pennebaker,
D. C. Daniel,	J. B. Huston,	E. G. Sebree,
S. T. Drane,	M. C. Johnson,	Thomas Shanks,
Blanton Duncan,	James B. Lyne,	C. P. Talbot,
G. S. Fleming,	John G. Lyon,	S. Worthington—22.
S. A. Foss,		

Resolved, That the title thereof be as aforesaid.

Mr. Machen moved the following resolution, viz:

Resolved, That the use of this Hall be tendered to the superintendent of the Deaf and Dumb Asylum, at Danville, for the exhibition of his pupils, on to-morrow evening at 7 o'clock.

Which was adopted.

And then the House adjourned.

WEDNESDAY, JANUARY 20, 1858.

1. Mr. Chamblin presented the petition of sundry citizens of Boone county, praying an amendment to the road law of said county.

2. Mr. Drane presented the petition of sundry citizens of Shelby county, praying that dogs may be taxed in said county.

3. Mr. Brann presented the petition of sundry citizens of Falmouth, praying that the trustees of said town have leave to grant coffee-house licenses.

4. Mr. Trapnall presented the memorial of James Green, in relation to a silver mine in Mercer county.

5. Mr. Sterett presented the petition of Alexander C. Lindsey, praying the return of money improperly paid for tavern license.

Which were received, the reading dispensed with, and referred—the 1st to Messrs. Chamblin, Brown and C. P. Talbot; the 2d to Messrs. Drane, J. L. Caldwell and Goodloe; the 3d to the committee on the Judiciary; the 4th to the committee on the Sinking Fund; and the 5th to the committoe on Claims.

Mr. Wickliffe, from the committee on Propositions and Grievances, reported a bill to establish the county of ———.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That said bill be made the special order of the day for Friday next, at 11 o'clock, A. M.

Mr. White, from the committee on Agriculture and Manufactures, to whom was referred bills from the Senate of the following titles, viz:

1. An act to incorporate the McCracken county Agricultural and Mechanical Association.

2. An act to incorporate the Paducah Southern Iron Works.

Reported the 1st without amendment, and the 2d with an amendment.

Which was concurred in.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Speaker laid before the House the following communication from the Auditor, viz:

AUDITOR'S OFFICE,
Frankfort, Ky., January 20th, 1858.

Hon. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: I submit statements showing the receipts and expenditures of the Eastern and Western Lunatic Asylums, for 1856 and 1857.

I am sir, very respectfully,
THO. S. PAGE, *Auditor.*

[*For Statements—see Legislative Documents.*]

Bills from the Senate of the following titles, viz:

1. An act to amend section 756 of the Code of Practice.

2. An act to change the place of voting in the Meadow creek district, in Whitley county.

3. An act for the benefit of the examining courts of this Commonwealth.

4. An act for the benefit of the personal representatives of W. B. A. Baker, deceased.

5. An act for the benefit of the Baptist church in Russellville.

6. An act to incorporate the Ohio county Agricultural, Mechanical and Domestic Society.

7. An act to incorporate the Louisville and Cane Run Plank road Company.

8. An act in regard to the duties of trustees of the jury fund and commonwealth attorneys.

9. An act to amend the charter of Paducah.

10. An act to amend 342d section of the Criminal Code.

11. An act for the benefit of common school districts in this Commonwealth.

12. An act amending an act, approved March 10, 1856, in relation to police judge and marshal of the town of Morgantown, Butler county.

13. An act to authorize the trial of common law cases at special terms of the Christian circuit court.

14. An act to incorporate the Little River Baptist Church, in Christian county.

15. An act for the benefit of Alexander McDonald.

16. An act to incorporate the Louisville Marine Insurance Company.

17. An act to amend the charter of the city of Newport.

18. An act to incorporate the American Insurance Company.

19. An act for the benefit of schools in the city of Paducah.

20. An act for the benefit of Charles Hambleton and others.

21. An act for the benefit of Wright Ray and others.

22. An act to incorporate the Cumberland and Nashville Coal and Lumber Company.

23. An act to change the place of voting in Hendronsville precinct, in Henry county.

24. An act to equalize the county levy in Henry county.

25. An act for the benefit of the Shelbyville and Mt. Eden Turnpike Company.

26. An act for the benefit of the sheriff of Washington county.

27. An act to incorporate Bear Wallow Lodge of Free and Accepted Masons.

28. An act for the benefit of Julius Hacker and Asa Gilbert.

29. An act to amend an act, approved December 20th, 1851, entitled, an act to authorize the presiding judge of Kenton county to hold quarterly terms in Covington.

30. An act to change the time of holding the quarterly courts of Clarke county.

31. An act to incorporate Murray Lodge, No. 105, of Free and Accepted Masons.

32. An act for the benefit of W. P. Turpin, of Larue county.

33. An act to amend an act, entitled, an act to incorporate the Ashland Female Seminary.

34. An act to amend the charter of the Ashland Cemetery Company.

35. An act to amend an act, entitled, an act to incorporate the town of Ashland.

36. An act to amend the charter of the Kentucky Iron, Coal and Manufacturing Company.

37. An act to amend the charter of the Ashland Fire, Marine and Life Insurance Company.

38. An act to amend section 241 of the Code of Practice.

39. An act to repeal an act, entitled, an act to amend an act authorizing the county court of Pendleton to appoint a county treasurer, and regulating the duties of the sheriff of said county.

40. An act to amend the charter of the Louisville and Nashville Railroad Company.

41. An act for the benefit of the Maysville and Mt. Sterling Turn pike road Company.

42. An act to amend the charter of the Bardstown and Louisville Railroad Company.

43. An act to amend the charter of the Louisville and Taylorsville Turnpike road.

44. An act to amend the charter of the Jefferson and Brownsboro' Turnpike road.

45. An act to improve the navigation of the Kentucky river.

46. An act to amend an act, entitled, an act to incorporate the Springfield, Perryville and Danville Turnpike road Company.

47. An act to amend an act, entitled, an act to incorporate the Danville and Hustonville Turnpike road Company.

48. An act for the benefit of the Spencer and Nelson turnpike road.

49. An act to increase the jurisdiction of the court of appeals, in civil causes.

50. An act to amend an act, entitled, an act for the benefit of the Methodist Episcopal Church at Alexandria.

51. An act to incorporate De Kalb Lodge, No. 12, Independent Order of Odd Fellows.

52. An act for the benefit of John G. Townsend.

53. An act to amend section 9, chapter 24, title conveyances, Revised Statutes.

54. An act to incorporate the Fulton Agricultural and Mechanical Association.

55. An act to incorporate the German Gymnastic Association, of Newport.

56. An act to incorporate the Citizens' Fire Company, No. 3, of Covington, Kentucky.

57. An act to incorporate the London, Somerset and Waitsboro' Turnpike road Company.

58. An act to incorporate Cranetown Turnpike road Company.

59. An act to incorporate the Hustonville and Bradfordsville Turnpike road Company.

60. An act to incorporate the Elizaville and Blue Lick Turnpike road Company.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the 1st, 10th and 38th were referred to the committee on the Codes of Practice; the 2d and 23d to to the committee on Privileges and Elections; the 3d, 8th, 16th, 17th, 18th, 27th, 31st, 35th, 37th, 40th 42d, 49th, 51st, 52d, 55th and 56th to the committee on the Judiciary; the 4th, 15th, 21st and 45th to the committee on Claims; the 5th, 14th, 34th and 50th to the committee

on Religion; the 6th to the committee on Agriculture and Manufactures; the 7th, 22d, 25th, 41st, 44th, 46th, 47th, 48th, 57th, 58th, 59th and 60th to the committee on Internal Improvement; the 9th and 53d to the committee on the Revised Statutes; the 11th and 33d to the committee on Education; the 12th, 24th, 28th, 29th, 30th and 39th to the committee on County Courts; the 13th to the committee on Circuit Courts; the 19th, 36th, 43d and 54th were severally ordered to be read a third time; the 20th was referred to the committee on Military Affairs; and the 26th and 32d to the committee on Ways and Means.

The rule of the House, constitutional provision, and third reading of the 19th, 36th, 43d and 54th bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A bill from the Senate, entitled,

An act to fix the time of holding circuit courts in the fifth judicial district,

Was read the first time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter the times of holding the circuit courts in the several counties composing the fifth judicial district of this state shall be as follows:

In the county of Green, on the fourth Mondays in February and August, and continue, each, twelve juridical days; and also a term for the trial of equity, criminal and penal causes, beginning on the second Monday in June, and continue six juridical days.

In the county of Taylor, on the second Mondays in March and September, and continue, each, twelve juridical days.

In the county of Nelson, on the fourth Mondays in March and September, and continue, each, twelve juridical days; and also a term for the trial of equity, penal and criminal causes, beginning on the third Monday in June, and continue twelve juridical days.

In the county of Mercer, on the second Mondays in April and October, and continue, each, twelve juridical days; and a term for the trial of equity, penal and criminal causes, beginning on the first Monday in July, and continue twelve juridical days.

In the county of Anderson, on the fourth Mondays in April and October, and continue, each, twelve juridical days; and also a term for the trial of equity, penal and criminal causes, beginning on the third Monday in July, and continue six juridical days.

In the county of Washington, on the second Mondays in May and November, and continue, each, twelve juridical days; also a term for the trial of equity, penal and criminal causes, beginning on the first Monday in August, and continue twelve juridical days.

In the county of Marion, on the fourth Mondays in May and November, and continue, each, twelve juridical days; and also a term for the trial of equity, penal and criminal causes, beginning on the third Monday in August, and continue six juridical days.

§ 2. This act shall take effect from and after its passage.

Ordered, That said bill be read a second time.

Mr. Trapnall moved to dispense with the second reading of said bill.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Barbee and Huston, were as follows, viz :

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Wm. O. Hansford,	Remus Payne,
William A. Barton,	Elisha Hardy,	William P. Payne,
Robert Bates,	Harvey F. Hensley,	C. D. Pennebaker,
William A. Brann,	Pleasant Hines,	H. K. Rachford,
Robert Browder,	James K. Huey,	Newton P. Reid,
Erasmus O. Brown,	John B. Huston,	John I. Roach,
John M. Burns,	James S. Jackson,	Sinclair Roberts,
Gabriel S Caldwell,	Madison C. Johnson,	William E. Russell,
James L. Caldwell,	Hiram Kelsey,	Elijah G. Sebree,
Braxton W. Chamblin,	Thomas N. Lindsey,	Thomas Shanks,
Leslie Combs,	James B. Lyne,	William B Skean,
Edward Crossland,	John G. Lyon,	Green Sterett,
Francis M. Daily,	Willis B. Machen,	William J. Stitt,
John Donan,	Charles A. Marshall,	Ambrose H. Talbott,
Stephen T. Drane,	Allen L. McAfee,	Charles P. Talbot,
Charles Eaves,	John C. McCreary,	Alex. W. Thomas,
Curtis Field, Jr.,	James H. McDaniel,	John C. Wickliffe,
George S. Fleming,	James M. Mitchell,	T. C. Winfrey,
Sidney A. Foss,	Samuel F. Morse,	William Woods,
John K. Goodloe,	Joseph Patton,	S. Worthington—60.

Those who voted in the negative, were

Elias L. Barbee,	John Ellis,	Hugh Newell,
James C. Belshe,	John Ficklin,	William B. Parker,
Joseph M. Boarman,	Abram H. Field,	Joseph Shawhan,
Oliver Crawford,	Alfred Kendall,	Isaac Smith,
Dillard C. Daniel,	William F. Leathers,	Henry Thompson,
Samuel E. DeHaven,	John H. McMillan,	Benjamin C. Trapnall,
Thomas M. Dickey,	Jonathan Newcum,	John K. Wilson—22.
Henry B. Dobyns,		

The amendments proposed by the Senate to bills from this House, of the following titles, viz :

An act to incorporate the Alexandria Turnpike road Company, of Campbell county.

An act to incorporate the Methodist Female College, at Covington, Kentucky.

An act to incorporate the Maxville, Thompsonville, and Springfield Turnpike road Company.

An act creating a police judge and marshal in the town of Canton, Trigg county.

An act for the benefit of R. D. Murray, school commissioner of Hart county.

An act to change the county line between Perry and Letcher counties.

Were taken up, twice read, and concurred in.

The amendment proposed by the Senate to a bill from this House, entitled,

An act to incorporate Pocahontas Tribe, No. 3, of the Improved Order of Red Men, at Newport.

Was taken up, twice read, and disagreed to.

The House then took up for consideration the amendment proposed by the Senate to a bill from this House, entitled,

An act concerning the Penitentiary.

The first amendment proposed to said bill was, to strike out, in subsection 3, of section 1, the word "eight," and insert in lieu thereof the word "twelve."

And the question being taken thereon, it was decided in the negative.

And so the said amendment was disagreed to.

The yeas and nays being required thereon, by Messrs. Hansford and Woosley, were as follows, viz:

Those who voted in the affirmative, were

Elias L. Barbee,	George S. Fleming,	James M. Mitchell,
William A. Barton,	Sidney A Foss,	Remus Payne,
Joseph M. Boarman,	George W. Hamilton,	William P. Payne,
Robert Browder,	Wm. O. Hansford,	C. D. Pennebaker,
Erasmus O. Brown,	Pleasant Hines,	E. G. Sebree,
Gabriel S. Caldwell,	James S. Jackson,	Thomas Shanks,
James L. Caldwell,	Madison C. Johnson,	Ambrose H. Talbott,
Braxton W. Chamblin,	Thos. N. Lindsey,	Charles P. Talbot,
Leslie Combs,	James B. Lyne,	John K. Wilson,
Dillard C. Daniel,	John G. Lyon,	T. C. Winfrey,
James W. Davis,	Charles A. Marshall,	William Woods,
Stephen T. Drane,	James H. McDaniel,	S. Worthington—37.
Curtis Field, Jr.		

Those who voted in the negative, were

Mr. Speaker, (White,)	Wm. H. Hamilton,	Robert Richardson,
William T. Anthony,	Elisha Hardy,	John I. Roach,
Robert Bates,	Harvey F. Hensley,	Sinclair Roberts,
James C. Belshe,	James K. Huey,	William E. Russell,
William A. Brann,	Hiram Kelsey,	Joseph Shawhan,
Thomas H. C. Bruce,	Alfred Kendall,	William B. Skean,

John M. Burns,	William F. Leathers,	Isaac Smith,
Isaac N. Clement,	Willis B. Machen,	Green Sterett,
Oliver Crawford,	Allen L. McAfee,	William J. Stitt,
Edward Crossland,	John C. McCreary,	Alexander W. Thomas,
S. E. DeHaven,	John H. McMillan,	Henry Thompson,
Thomas M. Dickey,	Samuel F. Morse,	Joshua T. White,
Henry B. Dobyns,	Jonathan Newcum,	Richard P. Whitt,
John Donan,	Hugh Newell,	John C. Wickliffe,
Charles Eaves,	William B. Parker,	Benjamin M. Winston,
John Ficklin,	Joseph Patton,	John H. Woosley—50.
Abram H. Field,	Newton P. Reid,	

The second amendment proposed by the Senate to said bill, was then twice read and concurred in.

On motion of Mr. Machen—

Ordered, That a message be sent to the Senate, informing them that this House was now ready to proceed to the election of public officers.

Mr. Stitt moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and Ficklin, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ficklin,	Remus Payne,
Wm. T. Anthony,	A. H. Field,	Newton P. Reid,
E. L. Barbee,	Anderson Gray,	John I. Roach,
Robert Bates,	Wm. H. Hamilton,	Sinclair Roberts,
James C. Belshe,	Elisha Hardy,	Wm. E. Russell,
Joseph M. Boarman.	H. F. Hensley,	Joseph Shawhan,
Wm. A. Brann,	J. K. Huey,	Wm. B. Skean,
T. H. C. Bruce,	Hiram Kelsey,	Isaac Smith,
John M. Burns,	Alfred Kendall,	Green Sterett,
Isaac N. Clement,	W. F. Leathers,	W. J. Stitt,
Oliver Crawford,	W. B. Machen,	A. W. Thomas,
Edward Crossland,	A L. McAfee,	Henry Thompson,
Francis M. Daily,	J. C. McCreary,	B. C. Trapnall,
Samuel E. DeHaven,	J. H. McMillan,	Joshua T. White,
Thomas M. Dickey,	S. F. Morse,	Richard P. Whitt,
Henry B. Dobyns,	Jonathan Newcum,	J. C. Wickliffe,
John Donan,	Hugh Newell,	J. K. Wilson,
Charles Eaves,	Wm. B. Parker,	B. M. Winston,
John Ellis,	Joseph Patton,	John H. Woosley—57.

Those who voted in the negative, were

Wm. A. Barton,	S. A. Foss,	C. A. Marshall,
Robert Browder,	J. K. Goodloe,	J. H. McDaniel,
E. O. Brown,	G. W. Hamilton,	J. M. Mitchell,
G. S. Caldwell,	Wm. O. Hansford,	Wm. P. Payne,

J. L. Caldwell, Pleasant Hines, C. D. Pennebaker,
B. W. Chamblin, J. B. Huston, E. G. Sebree,
Leslie Combs, J. S. Jackson, Thomas Shanks,
D. C. Daniel, M. C. Johnson, C. P. Talbot,
James W. Davis, T. N. Lindsey, T. C. Winfrey,
S. T. Drane, James B. Lyne, Wm. Woods,
C. Field, jr., John G. Lyon, S. Worthington—34.
G. S. Fleming,

The main question was then put, shall the message be sent to the Senate? and it was decided in the affirmative.

Ordered, That Messrs. Machen and Combs be appointed a committee to carry said message.

At ten minutes after two o'clock, P. M., Mr. Goodloe moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Barbee and Woosley, were as follows, viz:

Those who voted in the affirmative, were

William A. Barton, John K. Goodloe, Charles A. Marshall,
Robert Browder, George W. Hamilton, James H. McDaniel,
Gabriel S. Caldwell, Wm. O. Hansford, James M. Mitchell,
James L. Caldwell, Madison C. Johnson, C. D. Pennebaker,
Braxton W. Chamblin, Thomas N. Lindsey, H. K. Rachford,
Leslie Combs, James B. Lyne, T. C. Winfrey,
James W. Davis, John G. Lyon, William Woods—22.
George S. Fleming,

Those who voted in the negative, were

Mr. Speaker, (White,) John Ficklin, Robert Richardson,
William T. Anthony, Abram H. Field, John I. Roach,
Elias L. Barbee, Sidney A. Foss, Sinclair Roberts,
Robert Bates, Anderson Gray, William E. Russell,
James C. Belshe, Wm. H. Hamilton, Elijah G. Sebree,
Joseph M. Boarman, Elisha Hardy, Thomas Shanks,
William A. Brann, Harvey F. Hensley, Joseph Shawhan,
Erasmus O. Brown, Pleasant Hines, William B. Skean,
Thomas H. C. Bruce, James K. Huey, Isaac Smith,
John M. Burns, Hiram Kelsey, Green Sterett,
Isaac N. Clement, Alfred Kendall, William J. Stitt,
Oliver Crawford, William F. Leathers, Ambrose H. Talbott,
Edward Crossland, Willis B. Machen, Alex. W. Thomas,
Francis M. Daily, John C. McCreary, Henry Thompson,
Dillard C. Daniel, Samuel F. Morse, Joshua T. White,
Samuel E. DeHaven, Jonathan Newcum, Richard P. Whitt,
Thomas M. Dickey, Hugh Newell, John C. Wickliffe,
Henry B. Dobyns, Joseph Patton, John K. Wilson,

John Donan, Remus Payne, Benjamin M. Winston,
Stephen T. Drane, William P. Payne, John H. Woosley,
Charles Eaves, Newton P. Reid, S. Worthington—64.
John Ellis,

A message was received from the Senate, by Messrs. Edwards, Haycraft and Matthewson, announcing that the Senate was then ready to proceed with the election of a Public Printer and Librarian.

Mr. Barbee nominated John B. Major as a suitable person to fill the office of Public Priuter.

And Mr. Brown nominated A. G. Hodges.

And the vote being taken it stood thus:

Those who voted for Mr. Major, were

Mr. Speaker, (White,) Abram H. Field, Newton P. Reid,
William T. Anthony, Anderson Gray, Robert Richardson,
Elias L. Barbee, Wm. H. Hamilton, John I. Roach,
Robert Bates, Elisha Hardy, Sinclair Roberts,
James C. Belshe, Harvey F. Hensley, William E. Russell,
Joseph M. Boarman, James K. Huey, Joseph Shawhan,
William A. Brann, Hiram Kelsey, Wm. B. Skean,
Thomas H. C. Bruce, Alfred Kendall, Isaac Smith,
John M. Burns, William F. Leathers, Green Sterett,
Isaac N. Clement, Willis B. Machen, William J. Stitt,
Oliver Crawford, Allen L. McAfee, Ambrose H. Talbott,
Edward Crossland, John C. McCreary, Alexander W. Thomas,
Francis M. Daily, John H. McMillan, Henry Thompson,
Samuel E. DeHaven, Samuel F. Morse, Benjamin C. Trapnall,
Thomas M. Dickey, Jonathan Newcum, Joshua T. White,
Henry B. Dobyns, Hugh Newell, Richard P. Whitt,
John Donan, William B. Parker, John C. Wickliffe,
Charles Eaves, Joseph Patton, John K. Wilson,
John Ellis, Remus Payne, Benj. M. Winston,
John Ficklin, H. K. Rachford, John H. Woosley—60.

Those who voted for Mr. Hodges, were

William A. Barton, Sidney A. Foss, James H. McDaniel,
Robert Browder, John K. Goodloe, James M. Mitchell,
Erasmus O. Brown, George W. Hamilton, William P. Payne,
Gabriel S. Caldwell, Wm. O. Hansford, C. D. Pennebaker,
Braxton W. Chamblin, Pleasant Hines, Elijah G. Sebree,
Leslie Combs, Madison C. Johnson, Thomas Shanks,
Dillard C. Daniel, Thomas N. Lindsey, T. C. Winfrey,
James W. Davis, James B. Lyne, William Woods,
Stephen T. Drane, John G. Lyon, S. Worthington—29.
George S. Fleming, Charles A. Marshall,

Messrs. DeHaven and Goodloe were appointed a committee on the part of this House, to act in conjunction with a similar committee on the part of the Senate, to compare the joint vote and report the result.

After a short time Mr. DeHaven, from said committee, reported that the joint vote stood thus:

For Mr. John B. Major, - - - - - - - 78
For Mr. A. G. Hodges, - - - - - - - 46

Whereupon, Mr. John B. Major was declared duly elected Public Printer.

Mr. Joshua T. White nominated Mr. A. W. Vallandingham as a suitable person to fill the office of Librarian.

And Mr. Brown nominated Mr. William Sneed.

And the vote being taken it stood thus:

Those who voted for Mr. Vallandingham, were

Mr. Speaker, (White,)	Abram H. Field,	Newton P. Reid,
William T. Anthony,	Anderson Gray,	Robert Richardson,
Elias L. Barbee,	Wm. H. Hamilton,	John I. Roach,
Robert Bates,	Elisha Hardy,	Sinclair Roberts,
James C. Belshe,	Harvey F. Hensley,	William E. Russell,
Joseph M. Boarman,	James K. Huey,	Joseph Shawhan,
William A. Brann,	Hiram Kelsey,	Wm. B. Skean,
Thomas H. C. Bruce,	Alfred Kendall,	Isaac Smith,
John M. Burns,	William F. Leathers,	Green Sterett,
Isaac N. Clement,	Willis B. Machen,	William J. Stitt,
Oliver Crawford,	Allen L. McAfee,	Ambrose H. Talbott,
Edward Crossland,	John C. McCreary,	Alexander W. Thomas,
Francis M. Daily,	John H. McMillan,	Henry Thompson,
Samuel E. DeHaven,	Samuel F. Morse,	Benjamin C. Trapnall,
Thomas M. Dickey,	Jonathan Newcum,	Joshua T. White,
Henry B. Dobyns,	Hugh Newell,	Richard P. Whitt,
John Donan,	William B. Parker,	John C. Wickliffe,
Charles Eaves,	Joseph Patton,	John K. Wilson,
John Ellis,	Remus Payne,	Benj. M. Winston,
John Ficklin,	H. K. Rachford,	John H. Woosley—60.

Those who voted for Mr. Sneed, were

William A. Barton,	John K. Goodloe,	James H. McDaniel,
Robert Browder,	George W. Hamilton,	James M. Mitchell,
Erasmus O. Brown,	Wm. O. Hansford,	C. D. Pennebaker,
Braxton W. Chamblin,	Pleasant Hines,	Elijah G. Sebree,
Dillard C. Daniel,	Madison C. Johnson,	Thomas Shanks,
James W. Davis,	Thomas N. Lindsey,	Charles P. Talbot,
Stephen T. Drane,	James B. Lyne,	T. C. Winfrey,
George S. Fleming,	John G. Lyon,	William Woods,
Sidney A. Foss,	Charles A. Marshall,	S. Worthington—27.

Messrs. Huey and Brown were appointed a committee on the part of this House, to act in conjunction with a similar committee on the part of the Senate, to compare the joint vote and report the result.

After a short time Mr. Huey, from said committee, reported that the joint vote stood thus:

For Mr. Vallandingham, - - - - - - - 78
For Mr. Sneed, - - - - - - - - - 46

Whereupon Mr. Vallandingham was declared duly elected Librarian.

A message was received from the Senate announcing that they had passed a bill from this House, entitled,

An act to postpone the January term of the Franklin circuit court.

And then the House adjourned.

THURSDAY, JANUARY 21, 1858.

1. Mr. Sebree presented the petition of sundry citizens of Farsville precinct, in Todd county, praying a change in the place of voting in said precinct.

2. Mr. Browder presented the petition of sundry citizens of Logan county, praying the charter of a turnpike company, from said county to the Tennessee line, in a direction to Springfield, in Tennessee.

3. Mr. C. P. Talbot presented the petition of sundry citizens of Bourbon county, praying a charter for a turnpike road from Ruddell's Mills to Shawhan's Station, in said county.

4. Mr. Combs presented the petition of sundry citizens of Washington county, praying the formation of a new county out of parts of Mercer, Anderson, Washington and Spencer counties.

5. Mr. Pennebaker presented the petition of J. B. Harper, praying the passage of an act refunding to him an excess paid for billiard license.

6. Also, the petition of C. C. Green, praying the passage of an act authorizing the Jefferson county court to refund him a certain sum of money, with interest.

7. Mr. Reid presented the petition of George M. Hampton, praying

the passage of a law refunding to him a certain sum of money improperly paid for tavern license.

8. Mr. Leathers presented the petition of sundry citizens of Mercer, Anderson, Spencer and Nelson counties, praying the formation of a new county out of parts of said counties.

9. Mr. Winston presented the petition of sundry citizens of Union county, praying an amendment of the act incorporating the Beaver Dam Pond Draining Company.

10. Mr. Lindsey presented the petition of S. M. Berry, praying a reduction of the tolls on the Georgetown and Williamstown turnpike road, so far as he is concerned.

11. Mr. Wilson presented the remonstrance of sundry citizens of Washington county, against the formation of a new county out of parts of Mercer, Anderson, Nelson and Washington counties.

Which were received, the reading dispensed with, and referred—the 1st to committee on Privileges and Elections; the 2d to Messrs. Browder, Winfrey and Thomas; the 3d and 10th to the committee on Internal Improvement; the 4th, 8th, 9th and 11th to the committee on Propositions and Grievances; and the 5th, 6th and 7th to the committee on Claims.

The Speaker laid before the House the following communication from the Auditor, viz:

AUDITOR'S OFFICE,
Frankfort, Ky., January 19th, 1858.

Hon. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: I submit the Registration Report for 1856—reported by the Assessors for 1857.

I am sir, very respectfully,
THO. S. PAGE, *Auditor.*

[*For Report—see Legislative Documents.*]

The House then took up for consideration the motion made by Mr. Davis, to reconsider the votes passing and ordering to a third reading a bill from the Senate, entitled,

An act to amend an act, entitled, an act to amend the laws regulating the Wilderness road.

And the question being taken thereon, it was decided in the affirmative.

The said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. R. Payne, from the committee on Agriculture and Manufactures, to whom was referred a bill from the Senate of the following title, viz:

An act to incorporate the Ohio county Agricultural, Mechanical and Domestic Society.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Russell, from the committee on the Library, to whom was referred the memorial of H. W. Derby, asked to be discharged from the further consideration thereof.

Which was granted.

Mr. Burns, from the committee on Enrollments, reported that they had examined an enrolled bill from the Senate, of the following title, viz:

An act to amend the charter of the Kentucky Iron, Coal and Manufacturing Company.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

The following bills were reported by the committee on Agriculture and Manufactures:

1. A bill to incorporate the Southern Kentucky Farmers' Insurance Company.

2. A bill requiring tax assessors to furnish statistical agricultural information.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with,

The 1st was referred to the committee on the Judiciary; and the 2d was ordered to be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of the 2d bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. McAfee, from the committee on Banks, to whom was referred

a bill to amend the charter of the Agricultural Deposit Bank of Lexington,

Reported the same with an amendment.

The said amendment reads as follows, viz:

Provided further, That after the 2d Monday in June next all persons becoming stockholders in said bank shall become personally liable to depositors for the amount of their deposits; and upon failure to pay the same suit may be brought against them, in any court of common law jurisdiction, for the recovery of the same.

And the question being taken on concurring in said amendment, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. White and Burns, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ficklin,	Wm. B. Parker,
Wm. T. Anthony,	A. H. Field,	Joseph Patton,
E. L. Barbee,	Anderson Gray,	Remus Payne,
Robert Bates,	Wm. H. Hamilton,	Wm. P. Payne,
James C. Belshe,	Elisha Hardy,	H. K. Rachford,
Joseph M. Boarman,	H. F. Hensley,	Newton P. Reid,
Wm. A. Brann,	J. K. Huey,	John I. Roach,
T. H. C. Bruce,	George M. Jessee,	Sinclair Roberts,
John M. Burns,	Hiram Kelsey,	Wm. E. Russell,
G. S. Caldwell,	Alfred Kendall,	Green Sterett,
Isaac N. Clement,	W. F. Leathers,	W. J. Stitt,
Oliver Crawford,	W. B. Machen,	A. H. Talbott,
Francis M. Daily,	A. L. McAfee,	Henry Thompson,
D. C. Daniel,	J. C. McCreary,	Joshua T. White,
Henry B. Dobyns,	J. H. McDaniel,	Richard P. Whitt,
John Donan,	J. H. McMillan,	B. M. Winston,
Charles Eaves,	S. F. Morse,	John H. Woosley—53.
John Ellis,	Jonathan Newcum,	

Those who voted in the negative, were

Wm. A. Barton,	G. S. Fleming,	Thomas Shanks,
Robert Browder,	J. K. Goodloe,	Joseph Shawhan,
E. O. Brown,	Wilford Lee Harned,	Wm. B. Skean,
J. L. Caldwell,	Pleasant Hines,	Isaac Smith,
B. W. Chamblin,	J. B. Huston,	C. P. Talbot,
Leslie Combs,	M. C. Johnson,	A. W. Thomas,
James W. Davis,	T. N. Lindsey,	B. C. Trapnall,
Thomas M. Dickey,	James B. Lyne,	J. C. Wickliffe,
S. T. Drane,	John G. Lyon,	T. C. Winfrey,
Blanton Duncan,	Hugh Newell,	Wm. Woods,
C. Field, jr.,	C. D. Pennebaker,	S. Worthington—33.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A bill from the Senate, entitled,

An act to fix the time of holding circuit courts in the fifth judicial district,

Was read the second time.

Ordered, That said bill be read a third time to-morrow at 10 o'clock, A. M.

The amendments proposed by the Senate to a bill from this House, entitled,

An act placing the control of the state road in Whitley county in the county court of said county,

Were taken up, twice read, and concurred in.

The House then took up for consideration the resolutions read and laid on the table on the 2d instant, by Mr. Lindsey.

Mr. Skean moved to lay said resolutions on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Lindsey and Brown, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Wm. H. Hamilton,	Newton P. Reid,
William T. Anthony,	Elisha Hardy,	John I. Roach,
Elias L. Barbee,	Harvey F. Hensley,	Sinclair Roberts,
Robert Bates,	James K. Huey,	William E. Russell,
James C. Belshe,	George M. Jessee,	Joseph Shawhan,
Joseph M. Boarman,	Hiram Kelsey,	William B. Skean,
William A. Brann,	Alfred Kendall,	Isaac Smith,
Thomas H. C. Bruce,	William F. Leathers,	Green Sterett,
John M. Burns,	Willis B. Machen,	William J. Stitt,
Isaac N. Clement,	Allen L. McAfee,	Ambrose H. Talbott,
Oliver Crawford,	John C. McCreary,	Alex. W. Thomas,
Edward Crossland,	John H. McMillan,	Henry Thompson,
Francis M. Daily,	Samuel F. Morse,	Benjamin C. Trapnall,
Samuel E. DeHaven,	Jonathan Newcum,	Joshua T. White,
Thomas M. Dickey,	Hugh Newell,	Richard P. Whitt,
Henry B. Dobyns,	William B. Parker,	John C. Wickliffe,
Charles Eaves,	Joseph Patton,	Benjamin M. Winston,
John Ellis,	Remus Payne,	John H. Woosley—56.
John Ficklin,	H. K. Rachford,	

Those who voted in the negative, were

William A. Barton,	Sidney A. Foss,	James H. McDaniel,
Robert Browder,	John K. Goodloe,	James M. Mitchell,
Erasmus O. Brown,	George W. Hamilton,	William P. Payne,
Gabriel S. Caldwell,	Wm. O. Hansford,	C. D. Pennebaker,
James L. Caldwell,	Wilford Lee Harned,	Elijah G. Sebree,
Braxton W. Chamblin,	Pleasant Hines,	Thomas Shanks,
Leslie Combs,	Madison C. Johnson,	Charles P. Talbot,
Dillard C. Daniel,	Thomas N. Lindsey,	T. C. Winfrey,
James W. Davis,	James B. Lyne,	William Woods,
Stephen T. Drane,	John G. Lyon,	S. Worthington—31.
Curtis Field, Jr.,		

The amendment proposed by the Senate, to the amendment of this House, to a bill from the Senate, entitled,

An act to prohibit the circulation, as money, of foreign notes of a denomination less than five dollars,

Was taken up, twice read, and concurred in.

The bill to amend the law in regard to jury trials, and the effect of the law in will cases,

Was read the second time.

Ordered, That said bill be engrossed and read a third time, on Monday next, at 11½ o'clock, A. M.

And then the House adjourned.

FRIDAY, JANUARY 22, 1858.

1. Mr. Wickliffe presented the remonstrance of sundry citizens of the counties of Washington, Nelson, Spencer and Anderson, against the formation of a new county out of parts of said counties.

2. Mr. Leathers presented the petition of sundry citizens of Nelson county, praying the formation of a new county out of parts of Nelson, Mercer, Spencer and Anderson counties.

3. Mr. A. H. Field presented the petition of L. Hoagland, praying to be allowed to sell spirituous liquors at the depot, in the town of Shepherdsville.

4. Mr. Chamblin presented the petition of R. T. Stansifer, praying an amendment to the charter of the Union Turnpike road Company.

5. Mr. Anthony presented the petition of Wm. P. Neil, and sundry citizens of Warren county, praying the passage of a law authorizing him to peddle without license.

6. Mr. G. S. Caldwell presented the petition of G. W. Welch and James M. Nichols, praying to be reimbursed for moneys paid as the sureties of John McMurtry.

7. Mr. Hansford presented the petition of sundry citizens of the town of Crab Orchard, praying a repeal of the act of March, 1854, granting licenses to coffee houses in said town.

Which were received, the reading dispensed with, and referred—the 1st and 2d to the committee on Propositions and Grievances; the 3d to the committee on County Courts; the 4th to Messrs. Chamblin, Brown and J. L. Caldwell; the 5th to the commmittee on Ways and Means; the 6th to the committee on Claims; and the 7th to Messrs. Hansford, Boarman and G. S. Caldwell.

A bill from the Senate, entitled,

An act to fix the time of holding circuit courts in the fifth judicial district,

Was read the third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Barbee and Boarman, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	Remus Payne,
William A. Barton,	George S. Fleming,	C. D. Pennebaker,
James C. Belshe,	John K. Goodloe,	H. K. Rachford,
William A. Brann,	Wm. O. Hansford,	Robert Richardson,
Robert Browder,	Elisha Hardy,	John I. Roach,
Erasmus O. Brown,	Wilford Lee Harned,	William E. Russell,
Thomas H. C. Bruce,	Pleasant Hines,	Elijah G. Sebree,
Gabriel S. Caldwell,	James K. Huey,	Thomas Shanks,
James L. Caldwell,	John B. Huston,	William J. Stitt,
Isaac N. Clement,	Alfred Kendall,	Charles P. Talbot,
Leslie Combs,	Thomas N. Lindsey,	Alex. W. Thomas,
Edward Crossland,	James B. Lyne,	John C. Wickliffe,
Dillard C. Daniel,	John G. Lyon,	T. C. Winfrey,
James W. Davis,	Charles A. Marshall,	Benjamin M. Winston,
Stephen T. Drane,	James H. McDaniel,	William Woods,
Blanton Duncan,	James M. Mitchell,	S. Worthington—50.
Charles Eaves,	Samuel F. Morse,	

Those who voted in the negative, were

Elias L. Barbee,	Anderson Gray,	Newton P. Reid,
Robert Bates,	Wm. H. Hamilton,	Sinclair Roberts,
Joseph M. Boarman,	Harvey F. Hensley,	Joseph Shawhan,
Oliver Crawford,	Milton E. Jones,	William B Skean,
Francis M. Daily,	Hiram Kelsey,	Isaac Smith,
Samuel E. DeHaven,	William F. Leathers,	Green Sterett,
Thomas M. Dickey,	Allen L. McAfee,	Henry Thompson,
Henry B. Dobyns,	John H. McMillan,	Richard P. Whitt,
John Ellis,	Jonathan Newcum,	John K. Wilson,
John Ficklin,	Hugh Newell,	John H. Woosley—32.
Abram H. Field,	William B. Parker,	

Resolved, That the title thereof be as aforesaid.

Mr. Barbee, from the committee on Circuit Courts, to whom was referred a bill from the Senate, entitled,

An act to amend an act, entitled, an act to establish equity and criminal courts in the first judicial district.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The committee on Circuit Courts, who were appointed to prepare and bring in the same, reported the following bills, viz:

1. A bill to establish equity and criminal courts in the fourth judicial district.

2. A bill in relation to the records and papers of the Rockcastle circuit court.

3. A bill to change the time of holding circuit courts in the eleventh judicial district.

4. A bill for the benefit of Samuel W. Owens, clerk of the Mason circuit court.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of the 1st, 2d and 4th bills having been dispensed with—the 1st was made the special order of the day for Tuesday next, at 11 o'clock, A. M.; and the 2d and 4th were severally ordered to be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of the 2d and 4th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Ordered, That the Public Printer forthwith print 150 copies of the 1st bill, for the use of the members of the General Assembly.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in this House, of the following titles, viz:

An act to authorize railroad companies to make certain contracts with each other.

An act to postpone the January term of the Franklin circuit court.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

An engrossed bill, entitled,

An act to relieve common school districts not regularly reported,

Was read the third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title thereof be as aforesaid.

Mr. Duncan, from the committee on Circuit Courts, to whom was referred a bill from the Senate, entitled,

An act to change the time of holding the circuit, equity and criminal courts of the second judicial district,

Reported the same without amendment.

The said bill was then amended.

Ordered, That said bill, as amended, be read a third time on Monday next, at 10½ o'clock, A. M.

Mr. Duncan, from the same committee, to whom was referred bills from the Senate of the following titles, viz:

An act to authorize the trial of common law cases at special terms of the Christian circuit court.

An act for the benefit of Wm. M. Fox and John Crawford.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Barbee, to whom was referred the petition of sundry citizens of Pulaski county, remonstrating against the repeal of an act creating

the summer term of the Pulaski circuit court, asked leave to be discharged from the further consideration of the same.

Which was granted.

Ordered, That said petition be referred to Messrs. Russell, Machen and Huston.

On motion of Mr. Wickliffe—

Ordered, That the Journal be corrected, as follows, viz:

Ordered, That the Journal of the 20th of January, in relation to the report of the committee on Propositions and Grievances, be amended as follows:

Mr. Wickliffe, from the committee, by leave of the House, made a written report, signed by a majority of the committee, adverse to the prayer of the petitioners praying the formation of a new county out of portions of Nelson, Hardin, Marion and Larue counties.

Mr. Winfrey made a minority report in favor of the petition, accompanied by a bill, as part thereof.

The question of considering said reports was postponed until Friday the 22d, and made the special order for 11 o'clock, A. M.

The question was then taken on discharging the committee, in accordance with the report of the majority.

And it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Boarman and Woosley, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)
William T. Anthony,
Vene P. Armstrong,
Elias L. Barbee,
Robert Bates,
James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Thomas H. C. Bruce,
John M. Burns,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Charles Eaves,
John Ellis,
John Ficklin,
Abram H. Field,
Anderson Gray,
Wm. H. Hamilton,
Elisha Hardy,
W. Lee Harned,
Harvey F. Hensley,
Pleasant Hines,
James K. Huey,
John B. Huston,
Madison C. Johnson,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
Thomas N. Lindsey,
Allen L. McAfee,
Samuel F. Morse,
Hugh Newell,
William B. Parker,
Joseph Patton,
Remus Payne,
H. K. Rachford,
Newton P. Reid,
Robert Richardson,
John I. Roach,
Sinclair Roberts,
William E. Russell,
Joseph Shawhan,
Wm. B. Skean,
Isaac Smith,
Green Sterett,
William J. Stitt,
Ambrose H. Talbott,
Alexander W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
Benj. M. Winston,
John H. Woosley—62.

Those who voted in the negative, were

William A. Barton,	Curtis Field, Jr.,	James M. Mitchell,
Robert Browder,	George S. Fleming,	Jonathan Newcum,
Erasmus O. Brown,	John K. Goodloe,	William P. Payne,
Gabriel S. Caldwell,	George W. Hamilton,	C. D. Pennebaker,
James L. Caldwell,	Wm. O. Hansford,	Elijah G. Sebree,
Braxton W. Chamblin,	James S. Jackson,	Thomas Shanks,
Leslie Combs,	James B. Lyne,	Charles P Talbot,
Dillard C. Daniel,	John G. Lyon,	T. C. Winfrey,
James W. Davis,	Charles A. Marshall,	William Woods,
Stephen T. Drane,	James H. McDaniel,	S. Worthington—32.
Blanton Duncan,	John H. McMillan,	

Mr. Kelsey, from the committee on Federal Relations, to whom was referred resolutions from the Senate in relation to documents received by the governor, from the state of Ohio and other states, made the following report, viz:

The committee on Federal Relations, to whom was referred the Senate resolution, with the substitute offered by the gentleman from Franklin, in the House, and the amendments thereto, in relation to documents received by the governor of Kentucky from Ohio and other states, having reference to the subject of slavery, and which have been communicated by the governor to this general assembly, report:

That although they fully concur in the sentiment of the resolution of the Senate, yet, after mature deliberation, they are of opinion that the resolutions of Ohio, and other states, laid before this legislature by the governor, in regard to slavery, and all similar resolutions, should be treated with dignified silence, as the best and most appropriate reproof to those states, which in this manner attempt to interfere with our domestic institutions. Kentucky allows no state to question her domestic policy, and enters into no debate with other states in regard thereto.

Therefore your committee ask to be discharged from the further consideration of the whole subject.

Which was concurred in.

And then the House adjourned

SATURDAY, JANUARY 23, 1858.

1. Mr. Barton presented the petition of sundry citizens of Breckinridge and Meade counties, praying an alteration in the state road leading from Brandenburg, in Meade county, to Litchfield, in Grayson county.

2. Mr. Kelsey presented a remonstrance of sundry citizens of Monterey, in Owen county, against any change in their police regulations.

3. Mr. G. S. Caldwell presented the petition of the justices of Boyle county court, praying the passage of a law allowing them to increase their county levy.

4. Mr. Huey presented the petition of sundry citizens of the counties of Christian, Trigg, Lyon, Marshall and McCracken, praying the establishment of a state road from Hopkinsville to Paducah.

5. Mr. Trapnall presented the remonstrance of sundry citizens of Mercer county, against the formation of a new county out of parts of the counties of Mercer, Anderson, Nelson, Spencer and Washington.

Which were received, the reading dispensed with, and referred—the 1st to Messrs. Barton, Brown and Chamblin; the 2d and 5th to the committee on Propositions and Grievances; the 3d to the committee on County courts; and the 4th to the committee on Internal Improvement.

On motion of Mr. Reid—

Ordered, That a committee be appointed to take a message to the Senate, asking leave to withdraw the report of this House, announcing their disagreement to the 1st amendment, and their concurrence in the 2d amendment to a bill from this House, entitled,

An act concerning the Penitentiary.

After a short time the committee returned with said bill.

Mr. Machen moved a reconsideration of the vote disagreeing to the 1st amendment proposed by the Senate to said bill.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on concurring in the 1st amendment proposed by the Senate to said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Brown and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Anderson Gray,	Joseph Patton,
Vene P. Armstrong,	George W. Hamilton,	Remus Payne,
Elias L. Barbee,	Wm. H. Hamilton,	C. D. Pennebaker,
Robert Bates,	Wm. O. Hansford,	H. K. Rachford,
Joseph M. Boarman,	Elisha Hardy,	Newton P. Reid,
Robert Browder,	Wilford Lee Harned,	Robert Richardson,
Erasmus O. Brown,	Harvey F. Hensley,	Sinclair Roberts,
Thomas H. C. Bruce,	Pleasant Hines,	William E. Russell,
John M. Burns,	James K. Huey,	Elijah G. Sebree,
Gabriel S. Caldwell,	John B. Huston,	Thomas Shanks,
James L. Caldwell,	James S. Jackson,	Joseph Shawhan,
Braxton W. Chamblin,	Madison C. Johnson,	William B. Skean,
Isaac N. Clement,	Milton E. Jones,	Green Sterett,
Leslie Combs,	Hiram Kelsey,	Ambrose H. Talbott,
Oliver Crawford,	William F. Leathers,	Charles P. Talbot,
Dillard C. Daniel,	Thomas N. Lindsey,	Alex. W. Thomas,
James W. Davis,	James B. Lyne,	Henry Thompson,
Stephen T. Drane,	John G. Lyon,	Benjamin C. Trapnall,
Blanton Duncan,	Willis B. Machen,	Joshua T. White,
Charles Eaves,	C. A. Marshall,	Richard P. Whitt,
John Ellis,	Allen L. McAfee,	John C. Wickliffe,
John Ficklin,	James H. McDaniel,	John K. Wilson,
Curtis Field, Jr.,	John H. McMillan,	T. C. Winfrey,
George S. Fleming,	Samuel F. Morse,	William Woods,
Sidney A. Foss,	Hugh Newell,	John H. Woosley,
John K. Goodloe,	William B. Parker,	S. Worthington—78.

Those who voted in the negative, were

William T. Anthony,	Abram H. Field,	Isaac Smith,
Thomas M. Dickey,	Jonathan Newcum,	Ben. M. Winston—8.
Henry B. Dobyns,	John I. Roach,	

The 2d amendment proposed by the Senate to said bill was, to insert after the word "convicts," the following words: "Giving them coffee at least once every day."

Mr. Huston moved to reconsider the vote concurring in said amendment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Woosley, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Sidney A. Foss,	J. H. McDaniel,
J. L. Caldwell,	J. K. Goodloe,	H. K. Rachford,
Leslie Combs,	George W. Hamilton,	Robert Richardson,

D. C. Daniel, J. B. Huston, A. H. Talbott,
Henry B. Dobyns, M. C. Johnson, A. W. Thomas,
Blanton Duncan, T. N. Lindsey, B. C. Trapnall—19.
C. Field, jr.,

Those who voted in the negative, were

Mr. Speaker, (White,) Anderson Gray, Remus Payne,
Wm. T. Anthony, Wm. H. Hamilton, Wm. P. Payne,
E. L. Barbee, Wm. O. Hansford, Newton P. Reid,
Wm. A. Barton, Elisha Hardy, John I. Roach,
Robert Bates, Wilford Lee Harned, Sinclair Roberts,
Joseph M. Boarman, H. F. Hensley, Wm. E. Russell,
Robert Browder, Pleasant Hines, E. G. Sebree,
E. O. Brown, J. K. Huey, Thomas Shanks,
T. H. C. Bruce, J. S. Jackson, Joseph Shawhan,
John M. Burns, Milton E. Jones, Wm. B. Skean,
G. S. Caldwell, Hiram Kelsey, Isaac Smith,
B. W. Chamblin, W. F. Leathers, Green Sterett,
Isaac N. Clement, John G. Lyon, C. P. Talbot,
Oliver Crawford, W. B. Machen, Henry Thompson,
Edward Crossland, Charles A. Marshall, Joshua T. White,
James W. Davis, A. L. McAfee, Richard P. Whitt,
Thomas M. Dickey, J. H. McMillan, J. C. Wickliffe,
S. T. Drane, S. F. Morse, J. K. Wilson,
Charles Eaves, Jonathan Newcum, T. C. Winfrey,
John Ellis, Hugh Newell, Wm. Woods,
John Ficklin, Wm. B. Parker, John H. Woosley,
A. H. Field, Joseph Patton, S. Worthington—67.
G. S. Fleming,

A message was received from the Senate announcing that they had passed a bill from this House, entitled,

An act establishing the county of Jackson.

That they had adopted resolutions as to a national bankrupt law for banks and railroads.

And that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Benjamin F. Gambell.

An act to amend the charter of the Kentucky Iron, Coal and Manufacturing Company.

The Speaker laid before the House the report of the receipts and expenditures of the managers of the Asylum for the Blind, which reads as follows, viz:

AUDITOR'S OFFICE,
Frankfort, January 23, 1858.

Hon. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: I submit the receipts and expenditures of the Blind Asylum for 1856 and 1857.

Respectfully, your ob't serv't,
THO. S. PAGE, *Auditor.*

The receipts and expenditures for the building and other improvements in 1856 and 1857, have been as follows:

Received from the State Treasury, - - - - - - - - $20,000 00

1.	Paid for carpenter work,	$2,819 84	
2.	Hand rails and banisters,	247 05	
3.	Lumber,	2,706 51	
4.	Painting $362 81—paints, oil, &c., $313 14,	675 95	
5.	Plumbing, gas pipe, water pipe, &c.,	807 83	
6.	Iron girders $132 63—grates for cellar windows $137 79,	270 42	
7.	Locks, bells, pulleys, sash weights, nails, hinges, &c.,	1,462 14	
8.	Working plans, &c.,	591 50	
9.	Roofing tin, copper and galvanized iron,	525 32	
10.	Roofing, cornice and water spouts,	486 00	
11.	Lightning rods,	69 00	
12.	Plastering and terra cotta work,	1,506 94	
13.	Bricks $422 60—bricklaying $300 50,	723 10	
14.	Lime $60—caps and bases for columns $40 83,	100 83	
15.	Cut stone work,	2,780 85	
16.	Fence, glass, oven, advertising, &c.	288 14	
17.	Excavations for sewer $98 55—building sewer $398 75,	497 30	
	Foundation for steps and portico,	302 50	
18.	Grading, trees and planting trees,	1,409 07	
19.	Four cisterns and filters,	1,065 35	
20.	Cash to building committee, December 31st, 1855.	653 99	
21.	Balance of building fund in treasury,	10 37	
			20,000 00

We have examined the accounts and vouchers of the building committee appointed by the Board of Visitors of the Kentucky Institution for the Blind. The above statement shows the receipts and expenditures and the balance to the credit of the building fund. There is a voucher for every item of expenditure.

BLAND BALLARD,
W. T. BODLEY,
Committee.

December 30, 1857.

KENTUCKY INSTITUTION FOR THE BLIND,
In account with John Milton, Treasurer:

1855.

December 31.	To balance, as per last settlement with the Board of said Asylum,	$	1 68
	To cash received from Treasurer of the State of Kentucky, to defray current expenses,		15,966 80
			$15,968 48

1857.

December 31.	By cash paid current expenses, for two years, as per vouchers herewith,	15,950 71
	Leaving balance in Treasury, 31st December, 1857,	$17 77

The above account has been examined with the vouchers filed in this office, and is found to be correct, and the balances are in the hands of the Treasurer of the Asylum.

THO. S. PAGE, *Auditor.*

Frankfort, January 22, 1858.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act to authorize railroad companies to make certain contracts with each other.

An act to postpone the January term of the Franklin circuit court.

Mr. Roach, from the committee on Enrollments, reported that they had examined sundry enrolled bills which originated in this House, of the following titles, viz:

An act to incorporate the Raywick Turnpike road Company.

An act to incorporate the Lebanon and Raywick Turnpike road Company.

An act to incorporate the Maxville and Pleasant Run Turnpike road Company.

An act for the benefit of John J. Miller, of Boone county.

An act for the benefit of R. P. Fox and Galen White, of Madison county.

An act authorizing the county court of Estill county to levy an additional *ad valorem* tax on the property in said county.

An act for the benefit of the county clerk of Morgan county.

An act to amend an act to incorporate the North Middletown and Levy Turnpike road Company.

An act for the benefit of the sheriff of Marion county.

An act to incorporate the Star Fire Company, of Frankfort.

An act to amend the charter of the People's Insurance Company.

An act to change magistrates' district, No. 2, in Washington county.

An act to establish an additional voting place in Knox county.

An act to change the voting place in district No. 4, in Bullitt county.

An act to incorporate the Madison Female School.

An act for the benefit of Thomas Linley, of Livingston county.

An act to incorporate the New Castle and Carrollton Turnpike road Company.

An act to incorporate the Maxville, Thompsonville, and Springfield Turnpike road Company.

An act to change the county line between Perry and Letcher counties.

An act for the benefit of R. D. Murray, school commissioner of Hart county.

An act to incorporate the Pleasant Hill and Jessamine Turnpike Road Company.

An act to incorporate the Bardstown and Chaplintown Turnpike Road Company.

An act to incorporate the Bardstown and Bloomfield Turnpike Road Company.

An act to incorporate the Preacher's Aid Society of the Louisville Conference of the Methodist Episcopal Church South.

An act to amend the act chartering sundry turnpike road companies in Madison county.

An act to change the voting place in district No. 4, in Larue county.

An act to extend the terms of the Morgan circuit court.

An act to amend the charter of the German Insurance Company, of the city of Louisville.

An act to incorporate the Methodist Church at Clinton, in Hickman county.

An act changing the time of holding the October term of the Warren quarterly court.

An act for the benefit of Samuel Thomas, of Monroe county.

An act to incorporate the Highland Coal Company.

An act to incorporate the Alexandria Turnpike road Company, of Campbell county.

An act to change the law in relation to the tolls on the Kentucky river improvements, approved March 10, 1856.

And bills which originated in the Senate, of the following titles, viz:

An act for the benefit of A. J. Fleming.

An act for the benefit of Ralph Cotton and John Gardner, of Nelson county.

An act to incorporate the Kentucky river Mosely Iron Bridge Erecting Company.

An act to incorporate the Campbell County Agricultural Society.

An act to establish the American Printing House for the blind.

An act to amend the charter of the Louisville and Taylorsville Turnpike Road Company.

An act to incorporate the Fulton county Agricultural and Mechanical Association.

An act for the benefit of Schools in Paducah.

An act to incorporate the McCracken county Agricultural and Mechanical Association.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

Mr. Anthony moved the following resolution, viz:

Resolved, That the committee on the Judiciary be instructed to bring in a bill increasing the jurisdiction of justices of the peace to $100.

Mr. Chamblin moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The main question was then put, shall the resolution be adopted? and it was decided in the negative.

And so the said resolution was rejected.

The yeas and nays being required thereon, by Messrs. White and Anthony, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Pleasant Hines,	John I. Roach,
Vene P. Armstrong,	James K. Huey,	Sinclair Roberts,
Joseph M. Boarman,	John G. Lyon,	Elijah G. Sebree,
Robert Browder,	Willis B. Machen,	Thomas Shanks,
Thomas H. C. Bruce,	James H. McDaniel,	Joseph Shawhan,
Gabriel S. Caldwell,	John H. McMillan,	Wm. B. Skean,
James W. Davis,	Samuel F. Morse,	Green Sterett,
Henry B. Dobyns,	Hugh Newell,	Henry Thompson,
Elisha Hardy,	William B. Parker,	Joshua T. White,
Wilford Lee Harned,	William P. Payne,	Richard P. Whitt—30.

Those who voted in the negative, were

Mr. Speaker, (White,)	Abram H. Field,	Jonathan Newcum,
Elias L. Barbee,	Curtis Field, Jr.,	Remus Payne,
William A. Barton,	George S. Fleming,	C. D. Pennebaker,
Robert Bates,	John K. Goodloe,	H. K. Rachford,
John M. Burns,	Anderson Gray,	Newton P. Reid,
James L. Caldwell,	William H. Hamilton,	Robert Richardson,
Braxton W. Chamblin,	William O. Hansford,	William E. Russell,
Isaac N. Clement,	Harvey F. Hensley,	Isaac Smith,
Leslie Combs,	John B. Huston,	Charles P. Talbot,
Oliver Crawford,	Madison C. Johnson,	Alexander W. Thomas,
Edward Crossland,	Milton E. Jones,	Benjamin C. Trapnall,
Dillard C. Daniel,	Hiram Kelsey,	John C. Wickliffe,
Samuel E. DeHaven,	William F. Leathers,	T. C. Winfrey,
Thomas M. Dickey,	Thomas N. Lindsey,	Benjamin M. Winston,
Stephen T. Drane,	James B. Lyne,	William Woods,
Charles Eaves,	Charles A. Marshall,	John H. Woosley,
John Ellis,	Allen L. McAfee,	S. Worthington—52.
John Ficklin,		

Mr. Machen read and laid upon the table the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the governor be and he is hereby requested and directed to have the remains of Gabriel Slaughter, late acting governor of this commonwealth, removed from Mercer county, where they are now deposited, and appropriately interred in the Frankfort cemetery; and also the remains of James Clarke, John Adair, James Garrard and Thomas Metcalfe, the consent of the nearest relations being first asked and obtained.

The rule of the House requiring joint resolutions to lie one day on the table, having been dispensed with,

It was taken up, twice read, and adopted.

Mr. Whitt moved the following resolution, viz:

Resolved, That the use of this hall be tendered to the convention of the American party, to be held on the 27th instant.

Which was adopted.

Mr. Morse moved the following resolution, viz:

Resolved, That the auditor of public accounts be and he is hereby requested to furnish this House, as soon as he can prepare the same, with a statement showing the number of circuit judges and chancellors now in the state; also the number of courts each judge or chancellor has failed to attend within the last year, together with the cause of such failure, if known; also showing the amount of money paid to pro tem. judges and chancellors in each county and circuit within the last year.

Which was adopted.

Mr. McAfee moved the following resolution, viz:

Resolved, That the public printer be requested to lay before this House a statement in writing, showing the cost of printing connected with the geological survey, since the meeting of the last legislature.

Which was adopted.

Mr. Brown moved the following resolution, viz:

Resolved, That on and after Monday the 25th inst., the House meet at 9 o'clock, A. M.

Which was adopted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Russell—1. A bill authorizing the sale of Poor-house lands in Nicholas county.

On motion of Mr. Brann—2. A bill to change the time of holding the quarterly courts in Pendleton county.

On motion of Mr. Chamblin—3. A bill to appoint a police judge and marshal for the town of Burlington.

On motion of Mr. C. P. Talbot—4. A bill to charter the Stony Point and Lemand's Mill Turnpike road Company.

On motion of Mr. Machen—5. A bill establishing a school for idiotic and imbecile children.

On motion of same—6. A bill to prevent the survey and patenting lands under head-right certificates.

On motion of same—7. A bill regulating the payment of salaries of officers.

On motion of Mr. Whitt—8. A bill to amend an act approved

March 4, 1856, for the benefit of Jacob Rice, late sheriff of Carter county.

On motion of Mr. Jackson—9. A bill to incorporate the Hopkinsville Press Printing Company.

On motion of Mr. Huston—10. A bill for the benefit of the Christian church, in Winchester.

On motion of Mr. Winfrey—11. A bill to amend the law incorporating the town of Burksville.

On motion of Mr. Clement—12. A bill for the benefit of John Cummings, late sheriff of Rockcastle county.

On motion of Mr. Crawford—13. A bill to repeal all laws authorizing the obstruction of the Kentucky river below the Three Forks.

On motion of Mr. Combs—14. A bill to incorporate the Town Fork Turnpike road.

On motion of same—15. A bill for the benefit of Transylvania University.

On motion of Mr. Lindsey—16. A bill to incorporate the Kentucky Association of Teachers.

On motion of Mr. Ficklin—17. A bill to legitimize the illegitimate child of Washington Thompson.

On motion of Mr. Armstrong—18. A bill to authorize the citizens of West Point to elect a police judge and marshal.

On motion of Mr. Crossland—19. A bill to authorize the transfer of certain records from the office of the Hickman county clerk to the office of the clerk of the Fulton county court.

On motion of same—20. A bill to establish a ferry at Columbus.

On motion of same—21. A bill to establish a court of common pleas at Columbus.

On motion of same—22. A bill for the benefit of school district No. 8, in Hickman county.

On motion of same—23. A bill to amend the charter of the town of Columbus.

On motion of Mr. Foss—24. A bill to form an additional precinct in Jefferson county.

On motion of same—25. A bill to change Oakland precinct, in Jefferson county.

On motion of Mr. McAfee—26. A bill authorizing the appointment of a county treasurer, by the judge of the county court of Jessamine county.

On motion of same—27. A bill to incorporate the Sugar creek and Hickman Turnpike road Company.

On motion of Mr. Burns—28. A bill for the benefit of A. W. Nichett, of Johnson county.

On motion of same—29. A bill to charter the Bunker Hill Coal Mining Company, of Floyd county.

On motion of Mr. Richardson—30. A bill to amend the charter of the Covington Deposit Bank.

On motion of same—31. A bill to incorporate a company to construct and finish locks and dams in Licking river.

On motion of Mr. Davis—32. A bill to authorize the surveyor of Harlan county to transcribe certain records in his office.

On motion of Mr. W. H. Hamilton—33. A bill for the benefit of the late sheriff of Larue county.

On motion of Mr. Bruce—34. A bill to amend an act approved February 27, 1856, in relation to a new road in Fleming and Lewis counties.

On motion of same—35. A bill to empower the county court of Lewis to increase the county levy.

On motion of Mr. Huey—36. A bill to amend an act incorporating the Henderson and Paducah Railroad Company.

On motion of Mr. Duncan—37. A bill to extend the voting limits of the city of Louisville.

On motion of Mr. Pennebaker—38. A bill to incorporate the Kentucky Hydraulic Manufacturing Company, at Louisville.

On motion of Mr. Boarman—39. A bill to incorporate the Rolling Fork and St. Mary's Turnpike road Company.

On motion of Mr. White—40. A bill to incorporate the town of Jacksonport, in McCracken county.

On motion of Mr. McMillan—41. A bill to change the time of electing the police judge of the town of Tompkinsville.

On motion of Mr. Eaves—42. A bill to incorporate the Muhlenburg Agricultural, Manufacturing and Domestic Association.

On motion of same—43. A bill to incorporate the Greenville Cemetery Association.

On motion of Mr. Barbee—44. A bill to change the time of holding the circuit courts in the counties of Russell, Casey, Adair, Cumberland and Clinton.

On motion of Mr. Sebree—45. A bill to amend the charter of the Henderson and Nashville Railroad Company.

On motion of Mr. Hines—46. A bill to amend an act, entitled, an act to revive and modify an act, entitled, an act to incorporate the Barren river Navigation and Manufacturing Company.

Ordered, That the committee on County Courts prepare and bring in the 1st, 19th, 26th, 32d and 35th; Messrs. Brann, Newell and McAfee

the 2d; Messrs. Chamblin, Brown and J. L. Caldwell the 3d; the committee on Internal Improvement the 4th, 14th, 27th, 31st, 34th, 36th and 39th; the committee on Education the 5th, 15th, 16th and 22d; the committee on the Judiciary the 6th, 10th, 17th, 21st, 37th, 43d, 44th and 45th; the committee on Public Offices the 7th; Messrs. Whitt, Burns and Patton the 8th; Messrs. Jackson, Machen and Roach the 9th; Messrs. Winfrey, W. P. Payne and Dickey the 11th; Messrs. Clement, Newcum and Crossland the 12th; Messrs. Crawford, C. Field, jr., and Skean the 13th; the committee on Propositions and Grievances the 20th; Messrs. Armstrong, Harned and Foss the 18th; Messrs. Crossland, Morse and Newcum the 23d; the committee on Privileges and Elections the 24th and 25th; the committee on Claims the 28th; Messrs. Burns, McCreary and Hensley the 29th; the committee on Banks the 30th; Messrs. W. H. Hamilton, Wickliffe and Dobyns the 32d; the committee on Agriculture and Manufactures the 38th and 42d; Messrs. White, Burns and Hensley the 40th; Messrs. McMillan, Smith and Anthony the 41st; and Messrs. Hines, Eaves and Browder the 46th.

The following bills were reported by the committees appointed to prepare and bring in the same, viz:

By Mr. Russell—

1. A bill to incorporate the Philodelphian Literary Society, of the Columbia High School.

By Mr. Chamblin—

2. A bill prescribing the means and mode of opening and working roads in the county of Boone.

By same—

3. A bill to provide a police judge for the town of Florence, in Boone county.

By same—

4. A bill concerning the town of Union, in Boone county.

By Mr. Rachford—

5. A bill to amend the charter of the Campbell Turnpike road Company.

By Mr. Clement—

6. A bill to change the boundary line of school district No. 15, in Crittenden county.

By Mr. Lindsey—

7. A bill to create a sinking fund for the city of Frankfort.

By same—

8. A bill to regulate the time of holding courts in the 8th judicial district.

By Mr. Crossland—

9. A bill to establish a tobacco inspection ware house in Mayfield.

By Mr. Newcum—

10. A bill for the benefit of John Cummings, late sheriff of Rockcastle county.

By Mr. Browder—

11. A bill to incorporate the Russellville and Springfield Turnpike road company.

By Mr. Pennebaker—

12. A bill for the benefit of William Ray, of Louisville.

By same—

13. A bill to increase the pay of the night watchmen of the Jefferson county and Louisville jail.

By Mr. C. Field, jr.,—

14. A bill to change the rates of toll upon the Madison fork of the Wilderness turnpike road.

By Mr. Brown—

15. A bill legalizing certain acts and sales of the marshal of Brandenburg.

By Mr. Daniel—

16. A bill to incorporate Stanton Lodge, No. —, Free and Accepted Masons.

By Mr. Reid—

17. A bill to incorporate Highland Lodge, No. 34, of Free and Accepted Masons, in the town of West Liberty.

By same—

18. A bill for the benefit of Miles Kash, administrator of Wm. Adams, deceased, of Morgan county.

By same—

19. A bill for the benefit of A. B. Patrick, clerk of the circuit court of Breathitt county.

By Mr. Eaves—

20. A bill for the benefit of Alney McLean's heirs.

By same—

21. A bill providing for a state road from Greenville, in Muhlenburg county, to Bowlinggreen, in Warren county.

By Mr. J. L. Caldwell—

22. A bill to impose a tax upon dogs in Shelby and Hardin counties.

By Mr. Roach—

23. A bill directing the school commissioners to divide school district No. 22, of Trigg county.

By Mr. Winston—

24. A bill changing Morganfield district, in Union county.

By Mr. Hines—

25. A bill relative to the Craddock fund.

By Mr. Skean—

26. A bill to repeal an act, entitled, an act for the benefit of Steele & Lam.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 2d, 3d, 4th, 6th, 7th, 9th, 10th, 11th, 13th, 14th, 15th, 17th, 18th, 19th, 20th, 21st, 22d, 23d, 24th, 25th and 26th were severally ordered to be engrossed and read a third time; the 5th was referred to the committee on Internal Improvement; the 8th to the committee on Circuit Courts; and the 12th to the committee on Claims.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 6th, 7th, 9th, 10th, 11th, 13th, 14th, 15th, 17th, 18th, 19th, 20th, 21st, 22d, 23d, 24th, 25th and 26th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Daniel read and laid on the table the following resolution, viz:

Whereas, Joseph Proctor, a soldier who served his country faithfully for a period of four years in the revolutionary war, and contributed by his hardihood and bravery to the early settlement of Kentucky, departed this life in Estill couuty, on the —— day ——, 1844, without leaving any estate behind him to defray the expense of placing a tombstone above his grave; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the sum of $200 be and the same is hereby appropriated for the purpose of placing a work to indicate the spot where rests departed worth; and the auditor is hereby directed to draw his warrant for the purpose indicated whenever the county judge of Estill county shall testify to that officer that the sum of $200 has been thus appropriated.

And then the House adjourned

MONDAY, JANUARY 25, 1858.

1. Mr. Johnson presented the petition of the president, directors and company of the Louisville and Frankfort railroad company, praying to be authorized to create a contingent and renewal fund, for the purpose of repairing damages, &c.

2. Also, the petition of sundry citizens of Fayette county, praying the privilege of erecting a fish dam in the Kentucky river.

3. Mr. Shawhan presented the petition of sundry citizens of the town of Leesburg, in Harrison county, praying the passage of a law allowing the trustees of said town to impose a tax upon the citizens of said town to improve streets and alleys therein.

4. Mr. Eaves presented the petition of P. O. Rhoades, praying to be attached to school district, No. 12, in Muhlenburg county.

5. Mr. Wilson presented a remonstrance of sundry citizens of Washington county, against the formation of a new county out of parts of Washington, Mercer, Anderson and Nelson counties.

6. Mr. Burns presented the petition of sundry citizens of Floyd county, praying for an additional voting place in said county.

7. Mr. Foss presented the petition of sundry citizens of Jefferson county, praying the repeal of an act incorporating the Pond Draining Company of said county.

8. Mr. Richardson presented the petition of Nathaniel Auxier, praying that the county of Floyd be permitted to draw a portion of the school fund due said county for the year 1854.

9. Mr. Newcum presented the petition of sundry citizens of counties adjoining, praying to be attached to the new county of Jackson.

10. Mr. Duncan presented the remonstrance of sundry citizens of Hart county, against the passage of a law incorporating the town of Hardyville, in said county.

Which were received, the reading dispensed with, and referred—the 1st and 7th to the committee on the Judiciary; the 2d and 3d to committee on Internal Improvement; the 4th and 8th to the committee on Education; the 5th, 9th and 10th to the committee on Propositions and Grievances; and the 6th to the committee on Privileges and Elections.

Mr. Wickliffe, from the joint committee appointed to visit and exam-

ine the Eastern Lunatic Asylum, at Lexington, made the following report, viz:

The committee to whom was assigned the duty of visiting the Eastern Lunatic Asylum at Lexington have discharged the same, and beg leave to make the following report:

We found the Asylum governed with a discipline and kindness that deserves the highest approbation. The restoration, health, and comfort of the inmates seems to be cared for with that watchfulness that must necessarily be productive of great good; and the Institution is one of which the state has every reason to be proud.

We found, however, that the Institution was suffering much, and the health and comfort of the patients endangered from the want of some necessary repairs—repairs which should be made, or the great aim of the state in erecting and supporting the Asylum for the insane will be frustrated. We examined, with great care and attention, the entire establishment, and found some evils existing which should be remedied, and that immediately; evils not resulting from the want of capacity or attention in the officers in the Institution, but springing from causes above and beyond their control—a want of funds to make some necessary repairs.

It is the opinion of this committee that the health, as well as the comfort of the unfortunate inmates, is endangered from a defective sewer, which runs the entire length of the house, under the floor of the basement, made for the purpose of conveying offensive matter from the different wards of the establishment, to a natural sink some distance from the building, having been undermined by rats; and no efforts on the part of those connected with the Asylum can prevent the constant recurrence of this accident. And besides, the soil beneath the floor is saturated with the foul matters passing through the sewer, from which the entire atmosphere of the house is more or less tainted. In its course to the sink of which we have spoken, the sewer, draining nine water closets and bath rooms, the kitchen and washhouse, passes down a valley at a depth of from five to twenty feet beneath the surface, and, as is now very evident, immediately overlies the stream which furnishes water for washing and bathing. The sewer is substantially built, but without cement, so that an intimate connection now exist between the sewer and the stream, before it issues from the ground. We saw large quantities of foul matter issuing from the spring, and floating on the pool from which the water is pumped for bathing and washing clothes. This water is wholly unfit for use, and there is no other adequate supply on the place; and aside from this consideration, it is an evil, the abatement of which is absolutely necessary to the preservation of the health of the Institution.

The house, at least a considerable portion of it, is not, during the winter, fit for occupancy, from the fact that there are no means of warming. It is impossible to preserve a comfortable temperature in several of the wards, and some of them are wholly unprovided with any means of warming them. It is a question of humanity, as well as economy. If the steam apparatus is not to be completed, then some other provision should be made, for surely the state will not forcibly confine the insane and refuse to provide for their comfort and necessi-

ties. We know of no more effectual and cheaper method of meeting the emergency than by completing this apparatus. It will prove economical in the consumption of fuel, and supercede the necessity of paying annually several hundred dollars for insurance against loss by fire. Whilst it ministers to the comfort of the inmates, it will afford the surest guarantee against conflagration, a terrible disaster under any circumstances, but doubly so when hundreds of doors must be unlocked before the unfortunate inmates can possibly escape, many of whom are wholly powerless to help themselves. For the want of some means of warming the bath rooms they cannot be used during cold weather; and the water pipes require extensive repairs after very cold seasons, as they never fail to be injured by frost.

A large proportion of the bedsteads have been in use for many years, and are now unfit for use and not worth repairing. They should be replaced with new.

There are several porches in a state of decay, and unsafe. They should be repaired, and that immediately.

Almost all the guttering requires to be renewed. In its present dilapidated condition the building is being seriously injured. It has fallen from some parts of the building, and the water falls directly to the ground from the heighth of more than fifty feet, and the wall is already materially damaged. Every means has been resorted to to make the old guttering answer as far as possible.

The plastering in many parts of the building is broken, and needs extensive repairs. In many places it has been destroyed by violent and mischievous patients, many years ago; in others it has fallen from the ceiling in consequence of leaks in the old roof, now replaced with metal covering.

The fencing has been proped and patched for several years, and it is essential to the safety and convenience of the inmates that it should be renewed as soon as possible.

We found the Institution unprovided with the necessary out-houses, such as smoke house, garden buildings for securing vegetables, and work-shops for the inmates. The old smoke house was torn down some time since, to make room for the late addition to the building, and no means have been provided to replace it. This is a convenience with which no private family can well dispense, and it is an absolute necessity in such an Institution as the one of which we are now treating. We understand that serious inconvenience and great loss has been felt and sustained from the want of suitable buildings in which vegetables, and such other products of the garden as have been raised by those connected with the Asylum, could be stowed away and kept for use. Many of the inmates are competent workmen in some of the different trades, and much benefit could be derived from their labor, not only to the Institution but to themselves, if suitable work-shops were provided.

A large portion of the house has not been painted for years, and much of the woodwork is entirely denuded, and rapidly decaying. It would, therefore, be economy upon the part of the state to have the necessary painting done; if it is not the injury to the building, already considerable, will grow greater every day, and ultimately require the

expenditure of a large amount to restore that which could now be accomplished with the outlay of an amount comparatively insignificant.

A considerable portion of the pavements in the basement and around the buildings require renewal, and serious inconvenience is experienced as they now are.

A few hundred dollars expended in the means of diversion would contribute materially to the restoration of the curable. We know of no means more efficacious in giving pleasure to the unfortunate inmates, than amusements and exercises calculated to call off the mind from its gloomy and erroneous train of thought.

The roof is in good condition, except on one wing; this is so corroded by age that it leaks, and already much of the plastering has fallen from the ceiling.

We have had estimates made of the costs of these repairs, and feel assured that they cannot be effected without the expenditure of a considerable amount of money; but there is not one to which we have alluded that is not a necessity—many of them so palpable that one would be surprised that a remedy has not been applied, but from the fact that no one has been authorized to correct these evils, and neither the present board of managers nor the superintendent will contract a debt for such purposes.

Large as is the sum demanded to make the repairs above enumerated, it would be much larger but from the fact that a great deal of the labor will be performed by the employees and patients. For example, in the renewal of fencing, pavements, porches, &c., all that is asked is the material necessary for their construction. Much of the painting will also be done by these persons, and thus reduce the items of expenditure very materially.

There is also one other desideratum to which we will allude. This Institution has many patients not only able but anxious to work, and without hired laborers they raise all the vegetables they consume, and have for many years cultivated properly a rented farm. This land is now for sale, and cannot be rented again. The Asylum has entered upon its last year of occupancy, and unless the farm is purchased the inmates must live in idleness, with no other resource than to brood over their imaginary ills. The Asylum has the labor, and no one can question the wisdom and propriety of furnishing the means of making it available. The Western Asylum owns, as we are informed, nearly four hundred acres of land, and it is a wise and proper provision for that Institution. But why shall the most populous Institution of the two be left without this necessary adjunct in the management of these unfortunate people?

This Institution is embarrassed in its operations, in consequence of the crowded state of its wards—there being at this time two hundred and thirty-eight patients in the house, when not more than two hundred and twenty-five can be comfortably accommodated. Under existing laws, five of the most populous districts, embracing all of the largest cities and towns, have no authority to send their insane to the Western Asylum; and we are informed that twelve applicants are awaiting the occurrence of vacancies in the Eastern Asylum. We would recommend such an amendment to the law as will authorize

patients to enter either Asylum, from any part of the state, when the Institution in the district in which they reside is full.

We feel that we cannot close this report—perhaps already too long—without making an earnest appeal to the members of the general assembly to look well to the interests of this Institution, which, with those of a similar character, demand the fostering care and protection of the state.

CYRENIUS WAIT,
A. D. COSBY,
Committee of the Senate.

J. C. WICKLIFFE,
S. A. FOSS,
H. K. RACHFORD,
Committee House Rep.

Ordered, That said report be referred to the committee on Claims, and that the Public Printer forthwith print 150 copies thereof , for the use of the members of the General Assembly.

Mr. Woods moved a reconsideration of the vote passing a bill, dispensing with the third reading, and ordering the same to be engrossed and read a third time, entitled,

An act to change the rates of toll upon the Madison fork of the Wilderness turnpike road.

And the question being taken thereon, it was decided in the affirmative.

Mr. Woods moved an amendment to said bill, which was rejected.

Mr. Newcum moved an amendment to said bill, which was rejected.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

An engrossed bill, entitled,

An act to amend the law in regard to jury trials, and the effect of the law in will cases,

Was read the third time.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Crossland, from the committee on County Courts, to whom was referred bills from the Senate of the following titles, viz:

1. An act for the benefit of Julius Hacker and Asa Gilbert.
2. An act to amend an act approved December, 1851, entitled, an

act authorizing the presiding judge of the Kenton county court to hold quarterly terms in Covington.

3. An act to change the time of holding the quarterly courts of Clarke county.

4. An act to establish and incorporate the town of Johnsonville, in Anderson county.

5. An act to amend an act, entitled, an act to amend the laws relating to the county levy of Kenton county, approved February 5, 1856.

6. An act to establish the town of Rochester, in Butler county.

7. An act to equalize the county levy in Henry county.

8. An act to repeal an act, entitled, an act to amend an act authorizing the county court of Pendleton to appoint a county treasurer, and regulating the duties of the sheriff of said county.

9. An act to run the dividing line between the counties of Campbell and Pendleton.

10. An act to transfer the records of certain surveys from the county court clerks' offices to the surveyors' offices.

11. An act amending an act, approved March 10, 1856, in relation to police judge and marshal of the town of Morgantown, Butler county.

Reported the same without amendment.

The 6th bill was then amended.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 10th and 11th bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The House then took up for consideration the resolutions from the Senate in regard to a national bankrupt law for banks and railroads, which read as follows:

IN SENATE,
January 21, 1858.

Whereas, the General Assembly has seen with concern that an attempt is about to be made, under the recommendation of the President of the United States, and of the Secretary of the Treasury, to bring all the banking institutions and railroad corporations of the country under the operation of a national bankrupt law, and regarding such proposed legislation as a dangerous assumption of power by Congress, over subjects properly within the control of the several States. Be it, therefore, &c.

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the people of Kentucky prefer keeping the control of their banks

and railroads to themselves, and earnestly protest against the transfer of that control to the federal government.

2. *Resolved*, That the States have the power to enforce, or not to enforce, the forfeitures at any time incurred by their several banking institutions, by a suspension of specie payments; this power should be so exercised as to promote the welfare of their citizens, and ought not to be invaded by Congress.

3. *Resolved*, That the passage, by Congress, of a national bankrupt law, applicable to the banks and railroads of the States, would be an odious and unwarrantable interference, by Congress, with the domestic institutions of the States.

4. *Resolved*, That a copy of these resolutions be transmitted to our Senators and Representatives in Congress, to be laid before that body.

Twice read and adopted.

Attest: J. RUSSELL HAWKINS, Clerk.

Mr. Crossland moved to lay said resolutions on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Brown and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Elisha Hardy,	John I. Roach,
Elias L. Barbee,	Harvey F. Hensley,	Sinclair Roberts,
Robert Bates,	James K. Huey,	William E. Russell,
Joseph M. Boarman,	Milton E. Jones,	Joseph Shawhan,
Thomas H. C. Bruce,	Hiram Kelsey,	William B. Skean,
John M. Burns,	William F. Leathers,	Isaac Smith,
Isaac N. Clement,	Willis B. Machen,	Green Sterett,
Oliver Crawford,	Allen L. McAfee,	Ambrose H. Talbott,
Edward Crossland,	John C. McCreary,	Alex. W. Thomas,
Thomas M. Dickey,	Samuel F. Morse,	Henry Thompson,
Henry B. Dobyns,	Jonathan Newcum,	Benjamin C. Trapnall,
John Donan,	Hugh Newell,	Joshua T. White,
Charles Eaves,	William B. Parker,	Richard P. Whitt,
John Ellis,	Joseph Patton,	John C. Wickliffe,
John Ficklin,	Remus Payne,	John K. Wilson,
Abram H. Field,	Newton P. Reid,	Ben. M. Winston,
Anderson Gray,	Robert Richardson,	John H. Woosley—52.
Wm. H. Hamilton,		

Those who voted in the negative, were

Vene P. Armstrong,	Curtis Field, Jr.,	John G. Lyon,
William A. Barton,	George S. Fleming,	C. A. Marshall,
Robert Browder,	Sidney A. Foss,	James H. McDaniel,
Erasmus O. Brown,	John K. Goodloe,	William P. Payne,
Gabriel S. Caldwell,	George W. Hamilton,	Elijah G. Sebree,
James L. Caldwell,	Wm. O. Hansford,	Thomas Shanks,

Braxton W. Chamblin,	Wilford Lee Harned,	Charles P. Talbot,
Dillard C. Daniel,	Pleasant Hines,	C. W. White,
James W. Davis,	John B. Huston,	T. C. Winfrey,
Stephen T. Drane,	Thomas N. Lindsey,	William Woods,
Blanton Duncan,	James B. Lyne,	S. Worthington—33.

A bill to change the time for holding the circuit courts in the eleventh judicial district,

Was read the second time.

Ordered, That said bill be made the special order of the day on Friday next, at 11 o'clock, A. M.

On motion of Mr. Crossland—

Ordered, That the committee on County Courts be discharged from the further consideration of the petition of E. Cook.

Ordered, That the said petition be referred to the committee on Claims.

A message was received from the Senate, announcing that they had passed bills of the following titles, viz:

An act for the benefit of George W. Kouns, of Carter county.

An act to increase the terms of the appellate court.

An act to incorporate the Paris and Clintonville Turnpike road Company.

The committee on Circuit Courts, who were appointed to prepare and bring in the same, reported a bill regulating the time of holding the circuit courts in the second judicial district.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That said bill be laid on the table for the present.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on County Courts—

1. A bill to incorporate the town of Grundy.
2. A bill for the benefit of L. Hoagland.
3. A bill changing the terms of the Hopkins county quarterly court.
4. A bill to establish the office of treasurer of Jessamine county.
5. A bill to change the time of holding the quarterly court in Jessamine county.
6. A bill authorizing the county court of Trigg to change the state road in said county.
7. A bill to extend the corporate limits of the town of Owensboro'

8. A bill to authorize the Marion county court to execute deeds to Dabney Tucker and others, for lands sold by them.

9. A bill to change the time of holding the Green county court.

10. A bill for the benefit of Thomas Farlen, jailer of Harlan county.

11. A bill repealing the 1st section of an act to amend the charter of the town of Hopkinsville.

12. A bill to amend the law in relation to county judges.

13. A bill for the benefit of S. C. Davis, surveyor of Knox county.

14. A bill to change the time of holding the quarterly courts in Carroll county.

15. A bill to change the time of holding the Henry county court.

16. A bill authorizing the judge of the Campbell county court to hold special terms of the quarterly courts of said county.

17. A bill to change the time of holding the Allen quarterly courts.

18. A bill authorizing the town of Paradise to elect a police judge and town marshal.

19. A bill for the benefit of the proprietors of the Union White Sulphur Springs.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Crossland, from the committee on County Courts, who was appointed to prepare and bring in the same, reported a bill to authorize county clerks to issue executions on judgments in the quarterly courts, in the absence of the judges thereof.

Was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Sundry amendments were then proposed to said bill.

On motion of Mr. Huston—

Ordered, That said bill and amendments be referred to the committee on the Codes of Practice.

On motion of Mr. Johnson—

Ordered, That a committee be appointed to inquire into the amount of business before the several committees of this House.

Whereupon the Speaker appointed Messrs. Johnson, Eaves and Newcum.

The committee on County Courts, who were appointed to prepare and bring in the same, reported a bill restricting the powers of county court judges.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the negative.

And so said bill was rejected.

Mr. Crossland, from the committee appointed to prepare and bring in the same, reported a bill to give to the county judges and justices of the peace certain powers.

Which was read the first time, and ordered to be read a second time.

Mr. Crossland, from the same committee, who was appointed to prepare and bring in the same, reported a bill for the benefit of E. Y. Cowgill.

Which was read the first time.

And the question being taken upon ordering said bill to be read a second time, it was decided in the negative.

And so said bill was rejected.

And then the House adjourned.

TUESDAY, JANUARY 26, 1858.

1. Mr. Thomas presented the remonstrance of sundry citizens of Spencer county, against the formation of a new county out of parts of Washington, Anderson, Nelson and Spencer counties.

2. Mr. Newell presented the petition of Thomas Robinson, praying compensation for conveying a lunatic to the Asylum at Lexington.

3. Mr. Brown presented the petition of David Henry, praying compensation for conveying a lunatic to the Asylum.

4. Mr. Trapnall presented the petition of sundry citizens of Harrodsburg, praying the passage of a law preventing the sale of ardent spirits within said town, and one-half mile thereof.

5. Mr. Trapnall presented the petition of the officers of T. N. Wise Lodge, No. 349, of Free and Accepted Masons, asking an act of incorporation.

6. Mr. Reid presented the petition of Thomas B. Keeton, praying that a sum of money be refunded to him, improperly paid for tavern license.

Which were received, the reading dispensed with, and referred—the 1st to the committee on Propositions and Grievances; the 2d, 3d and 6th to the committee on Claims; the 4th to Messrs. Trapnall, Lindsey and Kelsey; and the 5th to Messrs Trapnall, DeHaven and Winston.

The Speaker laid before the House the report of the Superintendent of the Cumberland Hospital which is as follows, viz:

SMITHLAND, KY.
January 1, 1858.

HON. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: Be pleased to lay before the Senate the accompanying report of the Trustees of Cumberland Hospital, and oblige,

Yours, very truly,
W. BEVERLY, *Chairman.*
THO. C. LEECH, *Secretary.*

Report of the Trustees of the Cumberland Hospital to the Legislature of Kentucky, December 16, 1857.

CREDITS.

By balance on hand at last report,	$ 458 02
By cash of patient who died,	12 50
By State appropriation for 1856 and 1857,	2,700 00
By cash from United States treasury in 1857,	779 50
	$3,950 02

DEBITS.

To cash paid keeper of Hospital for board and attendance 576 1 7 weeks, at $3 50 per week,	$2,016 50	
To washing 461 1-12 dozen pieces, at 50 cents,	230 54	
To ten burials, at $6,	60 00	
To paid J. M. Davis his bill, sundries, for 1855,	320 88	
To paid same his bill for 1856,	124 33	
To paid same his bill for 1857,	109 27	
To paid S. Graham's bill, medicine,	15 20	
To paid T. C. Leech, his bills,	15 25	
Amounts carried forward,	$2,891 97	$3,950 02

Amounts brought forward,	$2,891 97	$3,950 02
To paid J. H. Wood, for shingles,	31 50	
To paid Stroud & Shanklin for re covering houses,	50 62	
To paid J. D. Hodge, his bills,	12 90	
To paid Grayott for medicine,	35 75	
To paid W. Gordon's bill,	14 63	
To paid S. B. Williams' bill,	2 50	
To paid W. Beverly, his bill,	4 88	
To paid D. B. Sanders for medicine,	15 75	
To paid attending physician for two years up to 1st Jan., 1858,	600 00	
		3,660 50
Balance on hand this day, 16th December, 1857,		$289 52

It will be seen from the foregoing statement of the accounts of the Hospital, that there remains a balance of two hundred and eighty-nine dollars and fifty-two cents, but the expenses for the last half of this month is properly to be charged to this fund, which in all probability will reduce it to about two hundred dollars.

An appropriation of *fifteen* hundred dollars per annum, or of *three thousand* dollars (payable quarterly in advance,) for the years 1858 and 1859, will be required to support the institution for that period. We may get some money from the United States, but of this there is no certainty; the Secretary of the Treasury, under the late administration, refused to allow anything, owing to the fact that the Marine Hospital at Paducah should do all the business for those entitled to protection and care under the laws of the United States, but Mr. Secretary Cobb, in our opinion, took a more correct and liberal view of the subject, and paid our bill for the year 1856, as per credit in this report, and we hope he will take the same liberal view of the subject, and continue to pay whatever sums may be certified by their agent as being due to us.

There have been admitted into the Hospital since last report, one hundred and seventy-five patients; ten of whom died; the balance discharged cured, with the exception of ten now remaining under medical treatment.

Respectfully submitted,
T. C. LEECH, *Secretary.*
W. BEVERLY, *Chairman.*

Smithland, Ky., December 16, 1857.
Signed in duplicate. TOM M. DAVIS.

Ordered, That said report be referred to the committee on Claims,

The Speaker laid before the House the report of the Monodelphian Society of Industrial Education, which is as follows, viz;

LOUISVILLE, January 4th, 1858.

TO THE HONORABLE,
The Speaker of the Senate and of the House of Representatives:

The eighth section of the law incorporating the Monodelphian Society of Industrial Education requires that the board of managers shall make an annual report to the legislature, exhibiting the condition of the finances of the Society, &c.

Though preserving an organization, no effort was made from 1850 to the year 1857 to obtain the subscription of stock. In March, 1857,

seven of the board of managers in Harrodsburg resigned, in favor of successors elected by them, who were residents of Louisville.

Books for the subscription of stock were opened in Louisville in April last; but it was found necessary, to accomplish it, that an agent should be appointed for that purpose, and the president of the Society was elected to perform that service.

From the 4th day of May to the 6th day of July the agent obtained the subscription of 1,004 shares of stock, payable on demand. Of this, $204 has been paid, and $2 donated to the Society, which is in the hands of the agent. There is also a written pledge for the subscription of $3,000, when the sum of $50,000 shall have been paid into the treasury of the Society. No effort has been made by the agent to obtain either the subscription or payment of stock, since the 6th of July last.

As no meeting of the board of managers has been held since June last, the exact amount of the indebtedness of the society is not known, but is not equal to the amount of stock that has been paid.

The private engagements of the members of the board of managers have been plead as the reason for not having met; and the agent, finding it both difficult and embarrassing to obtain stock without the hearty and uniform co-operation of the board, suspended his labors in July.

All that is wanting to accomplish the work of securing to the indigent youth of this state an opportunity for obtaining a good moral and literary education, while learning, in a perfect manner, a good trade, is the united and devoted co-operation of those holding the control of the powers granted in this charter.

A reorganization of the board of managers is anticipated at an early day, by which a united and efficient co-operation will be obtained for carrying out the objects of the Society.

1st. To obtain the subscription of a sufficient amount of stock to purchase a farm and erect upon it suitable buildings for carrying on agricultural, horticultural, and mechanical pursuits, for the purpose of profit; conducting them with a special view to making them profitable, but also of affording the opportunity to the children at school of learning either as a pursuit for life, and educating them thoroughly in it.

2d. To apply the profits, when made, to defraying the expenses of boarding, clothing, and teaching indigent children, of either sex, a literary, moral and industrial education; giving a certain portion of time to instruction in each, that when grown they may be thoroughly educated in all, and qualified to take a useful and honorable position in society, and rescued from the influences which consign so many to the prison, the alms-house, and the brothel.

Which is respectfully submitted.

A. W. SCALES, Pres't. M. S. I. E.

Mr. Trapnall, from the committee on the Revised Statutes, to whom was referred a bill from the Senate, entitled,

An act to regulate trials of civil cases before justices of the peace, in the city of Paducah,

Reported the same without amendment.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

Mr. Trapnall, from the same committee, to whom was referred a bill from the Senate, entitled,

An act to amend the 42d chapter of the Revised Statutes.

Reported the same without amendment.

The said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Trapnall, from the same committee, to whom was referred a bill from the Senate, entitled,

An act to amend the charter of Paducah.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Trapnall, from the same committee, to whom was referred bills from the Senate of the following titles, viz:

An act to amend section 9, chapter 24, title conveyances, Revised Statutes.

An act to regulate certain fees.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Johnson, from the committee appointed for that purpose, made the following report, viz:

The select committee appointed to ascertain and report the amount of business in the hands of the standing committees would respectfully report:

That there are before the standing committees, ready to be reported

to the House, one hundred and fifteen bills of a general nature, and one hundred and eighty-five of a local or private nature.

This report does not include *leaves* which have not been acted upon, or have been rejected, of which your committee have ascertained that there are a large number.

The number of bills to be considered within the period of the present session, will allow an average of eight minutes to each bill. If it be estimated that three minutes upon an average will be sufficient for the consideration of the local and private bills, there will be left seventeen minutes for the consideration of each general bill. This calculation is based on the hypothesis that no new subjects will be introduced. But as this is improbable, the committee are of opinion that the whole business cannot be acted upon nnless the local and special bills are confined to an average of two minutes, and general bills to an average of ten minutes.

M. C. JOHNSON,
J. NEWCUM,
C. EAVES.

Mr. Huey moved that a message be sent to the Senate asking leave to withdraw the report of this House, announcing the passage of

A bill to create a sinking fund for the city of Frankfort.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Lindsey and Trapnall, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Anderson Gray,	William B. Parker,
Elias L. Barbee,	Wm. H. Hamilton,	Joseph Patton,
William A. Barton,	Elisha Hardy,	Newton P. Reid,
James C. Belshe,	Harvey F. Hensley,	John I. Roach,
William A. Brann,	James K. Huey,	Sinclair Roberts,
Thomas H. C. Bruce,	George M. Jessee,	William E. Russell,
John M. Burns,	Milton E. Jones,	William B. Skean,
Isaac N. Clement,	Alfred Kendall,	Isaac Smith,
Thomas M. Dickey,	William F. Leathers,	Ambrose H. Talbott,
Henry B. Dobyns,	Willis B. Machen,	Henry Thompson,
John Donan,	John C. McCreary,	Joshua T. White,
John Ellis,	John H. McMillan,	Richard P. Whitt,
John Ficklin,	Samuel F. Morse,	John K. Wilson,
Abram H. Field,	Jonathan Newcum,	John H. Woosley—42.

Those who voted in the negative, were

Mr. Speaker, (White,)	George S. Fleming,	William P. Payne,
Joseph M. Boarman,	Sidney A Foss,	C. D. Pennebaker,
Robert Browder,	John K. Goodloe,	Robert Richardson,
Erasmus O. Brown,	George W. Hamilton,	E. G. Sebree,
Gabriel S. Caldwell,	Wm. O. Hansford,	Thomas Shanks,
James L. Caldwell,	Wilford Lee Harned,	Joseph Shawhan,

Braxton W. Chamblin,	Pleasant Hines,	Green Sterett,
Leslie Combs,	John B. Huston,	William J. Stitt,
Oliver Crawford,	James S. Jackson,	Charles P. Talbot,
Edward Crossland,	Madison C. Johnson,	Alexander W. Thomas,
Francis M. Daily,	Thos. N. Lindsey,	Benjamin C. Trapnall,
Dillard C. Daniel,	James B. Lyne,	C. W. White,
James W. Davis,	John G. Lyon,	John C. Wickliffe,
S. E. DeHaven,	Charles A. Marshall,	T. C. Winfrey,
Stephen T. Drane,	James H. McDaniel,	Benjamin M. Winston,
Blanton Duncan,	James M. Mitchell,	William Woods,
Charles Eaves,	Hugh Newell,	S. Worthington—51.

A message was received from the Senate, announcing their disagreement to a bill from this House of the following title, viz:

An act to amend the 86th chapter of the Revised Statutes, in regard to sales of infants' lands

That they had passed bills from this House of the following titles, viz:

An act for the benefit of the estate of Samuel Long, of Oldham county.

An act to amend the charter of the North Middletown, Mt. Ida, and Mt. Sterling Turnpike road Company.

An act to incorporate the Mount Sterling and Howard's Mill Turnpike road Company.

That they had passed bills of the following titles, viz:

An act to amend section 1, article 3, chapter 32, title "elections," Revised Statutes.

An act for the benefit of William T. Walker's heirs.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined sundry enrolled bills, and a resolution, which originated in the Senate, of the following titles, viz:

An act to prohibit the circulation, as money, of foreign notes of a denomination less than five dollars.

An act to incorporate the Ohio county Agricultural, Mechanical and Domestic Society.

An act to incorporate the Paducah Southern Iron Works.

An act to authorize the trial of common law causes at special terms of the Christian circuit court.

An act to amend an act, entitled, an act to establish equity and criminal courts in the first judicial district.

An act for the benefit of Benjamin F. Gambell.

A resolution in relation to the election of public officers.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

The following bills were reported by the committee on Revised Statutes, who were appointed to prepare and bring in the same, viz:

A bill to amend chapter 30, Revised Statutes, entitled descent and distribution.

A bill to repeal section 14, chapter 67, Revised Statutes, so far as the same applies to Cornishville.

A bill to amend the law in relation to wills.

A bill amending section 93, title 5, Civil Code.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Lindsey, from the committee on Revised Statutes, who were appointed to prepare and bring in the same, reported a bill requiring railroads to be fenced on both sides.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Drane moved an amendment to said bill.

On motion of Mr. Newell—

Ordered, That said bill and amendment be laid upon the table.

Mr. Lindsey, from the same committee, who were appointed to prepare and bring in the same, reported a bill amending the laws of expatriation.

Which was read the first time as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That chapter xv, article 2, of Revised Statutes, be added to as follows: That any citizen of this commonwealth who shall emigrate to any foreign state or territory, with the avowed purpose of settling therein, or of becoming a citizen thereof, and shall settle therein, or who shall join or enlist in any company or organization of any kind, no odds by what name called and styled, or shall leave this commonwealth for the purpose, in any way, of participating in any enterprize against any foreign government, state, or territory, with whom the United States are at peace, and in violation of the laws of the United States, shall be held and deemed to have expatriated himself, and shall thenceforth be regarded as having no rights of citizenship in this state.

Mr. Combs moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Combs and G. W. Hamilton, were as follows, viz :

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Samuel E. DeHaven,	Hugh Newel,
William T. Anthony,	Thomas M. Dickey,	William B. Parker,
Elias L. Barbee,	Henry B. Dobyns,	Joseph Patton,
William A. Barton,	John Donan,	Remus Payne,
Robert Bates,	John Ellis,	William P. Payne,
James C. Belshe,	Abram H. Field,	Newton P. Reid,
Joseph M. Boarman,	Anderson Gray,	John I. Roach,
William A. Brann,	Wm. H. Hamilton,	William E. Russell,
Robert Browder,	Elisha Hardy,	Joseph Shawhan,
Erasmus O. Brown,	Harvey F. Hensley,	Isaac Smith,
Thomas H. C. Bruce,	James K. Huey,	Green Sterett,
John M. Burns,	James S. Jackson,	William J. Stitt,
Gabriel S. Caldwell,	George M. Jessee,	Ambrose H. Talbott,
Isaac N. Clement,	Milton E. Jones,	Alex. W. Thomas,
Leslie Combs,	Hiram Kelsey,	Henry Thompson,
Oliver Crawford,	William F. Leathers,	Benjamin C. Trapnall,
Edward Crossland,	Willis B. Machen,	Joshua T. White,
Francis M. Daily,	John C. McCreary,	Richard P. Whitt,
Dillard C. Daniel,	John H. McMillan,	John C. Wickliffe,
James W. Davis,	Samuel F. Morse,	John H. Woosley—60.

Those who voted in the negative, were

Vene P. Armstrong,	George W. Hamilton,	John G. Lyon,
James L. Caldwell,	Wm. O. Hansford,	Jonathan Newcum,
Braxton W. Chamblin,	Wilford Lee Harned,	C. D. Pennebaker,
Stephen T. Drane,	Pleasant Hines,	Thomas Shanks,
Blanton Duncan,	John B. Huston,	Charles P. Talbot,
Charles Eaves,	Madison C. Johnson,	C. W. White,
George S. Fleming,	Alfred Kendall,	T. C. Winfrey,
S. A. Foss,	Thomas N. Lindsey,	William Woods,
John K. Goodloe,	James B. Lyne,	S. Worthington—27.

Mr. Machen, from the select committee, who were appointed to prepare and bring in the same, reported

A bill to apportion representation.

Which was read the first time.

Ordered, That said bill have its second reading on Thursday next, at 10 o'clock, A. M.

Ordered, That the Public Printer forthwith print 150 copies, and the table connected therewith, for the use of the members of the General Assembly.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
January 26, 1858.

Gentlemen of the House of Representatives:

A bill has been presented to me, which originated in your House, entitled, "an act to change the county line between Perry and Letcher counties," the 1st section of which makes the change indicated by the title; the 2d section establishes a precinct in Letcher county; the 3d section another precinct in Letcher county, with a defined boundary; the 4th and 5th sections confer jurisdiction upon the magistrates and constables now in office in said districts; the 6th section authorizes the legal voters in the two districts, at the next August election, to elect two magistrates and a constable, who are to hold their offices until the next regular election.

The bill being entirely local in its character, it is doubtless right and proper that its provisions should be enacted into a law; and if not restrained by a direct constitutional prohibition I should not hesitate to approve it. Section 37, of article 2 of the constitution declares, that "no law enacted by the general assembly shall relate to more than one subject, and that shall be expressed in the title."

Believing that this bill is a direct and palpable infraction of this provision, I am constrained to withhold my approval.

C. S. MOREHEAD.

The bill referred to in the above message reads as follows, viz:

An act to change the county line between Perry and Letcher counties.

§ 1 *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the county line between the counties of Letcher and Perry be changed as follows, viz: That hereafter the said line shall commence on the top of the Pine mountain, at the Perry, Letcher and Harlan lines; thence with the Harlan line, on the top of said mountain, a southwest direction to the dividing ridge between the Line fork and Leatherwood; thence with the same to the Kentucky river, at the lower line of Samuel Lusk's plantation; thence a straight line to the mouth of the lower Lick fork of Bull creek; thence a straight line to the mouth of Irishman, on Caw's fork, at the present line of Perry and Letcher.

§ 2. That there shall be a precinct established upon the Line fork, in Letcher county, and shall include all the inhabitants upon said fork and the waters thereof; and the voting place therein shall be at Geo. Isom's, sr.

§ 3. There shall be another precinct established in the county of Letcher, bounded as follows, viz: Beginning at Lewis Eldrige's, on the Rockhouse fork of the Kentucky river; thence a straight line to the head of Hogg's branch; thence a straight line to the upper end of James Hogg, jr's. plantation, including all of the inhabitants on said Hogg's branch in this district; thence a straight line to King's creek, at the upper end of the farm where Matthew Candell now lives; thence a straight line to the dividing ridge between the Ken-

tucky river and the Line fork; thence with said ridge to the mouth of said fork; thence down the river to the Perry and Letcher line, at the lower end of Samuel Lusk's plantation; thence with the Perry and Letcher line to the top of the ridge beyond Bull creek; thence with said ridge to the dividing ridge between Bull creek and the Rockhouse fork; thence a straight line to the beginning; and the voting place therein shall be at Thomas Dixon's.

§ 4. That the magistrates and constables now in office upon said Line fork shall have jurisdiction over the inhabitants upon the Line fork until the next August election.

§ 5. That the magistrates and constables in the districts in Letcher county adjacent to the 2d district made by this act, shall have jurisdiction over the inhabitants in said districts until the next August election.

§ 6. That at the next August election, the legal voters of each of the two districts made by this act shall elect two magistrates and a constable, who shall hold their offices until the next regular election for such officers, at which time said districts will be governed by the law now in force.

§ 7. This act shall take effect from and after the first day of March next.

The question was then taken on the passage of said bill, the objections of the governor to the contrary notwithstanding, and it was decided in the negaative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

In the affirmative—none.

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ficklin,	Hugh Newell,
William T. Anthony,	Sidney A. Foss,	William B. Parker,
Vene P. Armstrong,	John K. Goodloe,	Joseph Patton,
Elias L. Barbee,	Anderson Gray,	Remus Payne,
William A. Barton,	George W. Hamilton,	William P. Payne,
Robert Bates,	Wm. H. Hamilton,	C. D. Pennebaker,
James C. Belshe,	Wm. O. Hansford,	Newton P. Reid,
Joseph M. Boarman,	Elisha Hardy,	John I. Roach,
William A. Brann,	W. Lee Harned,	Sinclair Roberts,
Robert Browder,	Harvey F. Hensley,	William E. Russell,
Erasmus O. Brown,	Pleasant Hines,	Elijah G. Sebree,
Thomas H. C. Bruce,	James K. Huey,	Thomas Shanks,
John M. Burns,	John B. Huston,	Joseph Shawhan,
Gabriel S. Caldwell,	James S. Jackson,	Wm. B. Skean,
James L. Caldwell,	George M. Jessee,	Isaac Smith,
Braxton W. Chamblin,	Madison C. Johnson,	Green Sterett,
Isaac N. Clement,	Milton E. Jones,	William J. Stitt,
Leslie Combs,	Alfred Kendall,	Ambrose H. Talbott,
Oliver Crawford,	William F. Leathers,	Charles P. Talbot,
Francis M. Daily,	Thomas N. Lindsey,	Alexander W. Thomas,

Dillard C. Daniel,	James B. Lyne,	Henry Thompson,
James W. Davis,	John G. Lyon,	C. W. White,
Samuel E. DeHaven,	Willis B. Machen,	Joshua T. White,
Thomas M. Dickey,	Charles A. Marshall,	Richard P. Whitt,
Henry B. Dobyns,	J. C. McCreary,	John C. Wickliffe,
John Donan,	James H. McDaniel,	T. C. Winfrey,
Stephen T. Drane,	John H. McMillan,	Benj. M. Winston,
Blanton Duncan,	James M. Mitchell,	William Woods,
Charles Eaves,	Samuel F. Morse,	John H. Woosley,
John Ellis,	Jonathan Newcum,	S. Worthington—90.

A message, in writing, was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which is as follows, viz:

EXECUTIVE DEPARTMENT,
January 26th, 1858.

Gentlemen of the House of Representatives:

A bill, entitled, "an act for the benefit of R. D. Murray, school commissioner of Hart county," has been presented to me for my approval and signature, and for the reasons given in my message returning a bill entitled, "an act to change the county line between Perry and Letcher counties, I am constrained to return it to the House in which it originated, with my objections.

C. S. MOREHEAD.

An act for the benefit of R. D. Murray, school commissioner of Hart county.

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the auditor is hereby directed to draw his warrant on the treasurer in favor of R. D. Murray, school commissioner for Hart county, for whatever sum may be due him, for the trustees of school district No. 54, in Hart county, for the year 1856, in which district a school was taught, but which fact was not reported, through mistake of said commissioner; and that said commissioner may be authorized to report and correct the report of school district No. 26, Edmonson county, a part of which lies in Hart county, and draw whatever sum may be due the same: *Provided*, That the sum so drawn shall be taken out of the school fund belonging to Hart county. This act shall take effect from and after its passage.

The question was then taken, shall the bill pass, the objections of the governor to the contrary notwithstanding? and it was decided in the affirmative.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ficklin,	Wm. P. Payne,
Wm. T. Anthony,	Sidney A. Foss,	Newton P. Reid,
Vene P. Armstrong,	Anderson Gray,	John I. Roach,
E. L. Barbee,	George W. Hamilton,	Sinclair Roberts,
Robert Bates,	Wm. H. Hamilton,	Wm. E. Russell,

James C. Belshe,
Joseph M. Boarman,
Wm. A. Brann,
Robert Browder,
E. O. Brown,
T. H. C. Bruce,
Isaac N. Clement,
Leslie Combs,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Blanton Duncan,
John Ellis,
Wm. O. Hansford,
Elisha Hardy,
H. F. Hensley,
George M. Jessee,
M. C. Johnson,
Milton E. Jones,
W. F. Leathers,
W. B. Machen,
Charles A. Marshall,
John C. McCreary,
J. H. McMillan,
S. F. Morse,
Jonathan Newcum,
Wm. B. Parker,
Joseph Patton,
Remus Payne,
Joseph Shawhan,
Wm. B. Skean,
Isaac Smith,
Green Sterett,
W. J. Stitt,
A. H. Talbott,
A. W. Thomas,
Henry Thompson,
B. C. Trapnall,
C. W. White,
Joshua T. White,
Richard P. Whitt,
J. C. Wickliffe,
B. M. Winston,
Wm. Woods,
John H. Woosley—64.

Those who voted in the negative, were

John M. Burns,
G. S. Caldwell,
J. L. Caldwell,
B. W. Chamblin,
D. C. Daniel,
S. T. Drane,
Charles Eaves,
J. K. Goodloe,
Wilford Lee Harned,
Pleasant Hines,
J. K. Huey,
J. B. Huston,
J. S. Jackson,
Alfred Kendall,
T. N. Lindsey,
James B. Lyne,
John G. Lyon,
J. H. McDaniel,
James M. Mitchell,
C. D. Pennebaker,
E. G. Sebree,
Thomas Shanks,
C. P. Talbot,
T. C. Winfrey,
S. Worthington—25.

The House then took up the bill to establish equity and criminal courts in the 4th judicial district.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That there shall be established in every county in the fourth judicial district, a court to be called the equity and criminal courts of the fourth judicial district of Kentucky; which shall have jurisdiction of all equity, criminal, and penal business, as the circuit courts now have, or may have, with all the powers and duties of circuit courts in such business. And all the business in the circuit courts of the counties of said equity and criminal court district, of which the equity and criminal courts have jurisdiction under this act, may be transferred from the circuit courts to the equity and criminal courts, and shall be conducted and tried in the manner, and under the rules and regulations applicable to its conduct and trial in the courts in which it was begun; and the provisions of the Code of Practice, as to the transfer of business from the Jefferson circuit court to the Louisville chancery court, shall apply to the transfer of business from the circuit courts to said equity and criminal courts.

§ 2. There shall be elected in said equity and criminal court district, by the qualified voters therein, on the first Monday in August, 1858, a judge, who shall hold said equity and criminal courts; and the

election shall be held at the places, and under the rules and regulations applicable to the election of circuit judges. Said judge shall have the same qualifications required for a circuit judge, and the same powers in respect to the business of which this act gives him jurisdiction; and he shall hold his office during the same term as a circuit judge; and the successor of said judge shall be chosen as the successor of a circuit judge is chosen.

§ 3. The salary of said judge of the equity and criminal courts shall be eighteen hundred dollars per annum.

§ 4. The clerks of the circuit courts, sheriffs, and all other officers in said equity and criminal court district, shall perform the same duties, as to said courts, and under the same liabilities and penalties, as such officers are or may be bound to perform similar duties as to circuit courts. The general laws as to the fees of officers shall apply to said courts.

§ 5. The said equity and criminal court shall have a seal, and is hereby declared a court of record; and its proceedings shall be authenticated as the proceedings of circuit courts are authenticated.

§ 6. *Provided*, that the term of office of the first judge elected under this act shall expire at the same time the term of office of the circuit judge for said district expires; and at every regular election of circuit judge thereafter, a judge of the chancery and criminal courts, provided for under this act, shall be elected.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The yeas and nays being required on the passage thereof, by the constitution, were as follows.

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Blanton Duncan,	Joseph Patton,
Vene P. Armstrong,	George S. Fleming,	C. D. Pennebaker,
Elias L. Barbee,	Anderson Gray,	Newton P. Reid,
James C. Belshe,	G. W. Hamilton,	William E. Russell,
Robert Browder,	William H. Hamilton,	Thomas Shanks,
Thomas H. C. Bruce,	William O. Hansford,	Joseph Shawhan,
John M. Burns,	Wilford Lee Harned,	Isaac Smith,
Gabriel S. Caldwell,	Harvey F. Hensley,	William J. Stitt,
Braxton W. Chamblin,	Pleasant Hines,	Ambrose H. Talbott,
Leslie Combs,	G. M. Jessee,	Charles P. Talbot,
Oliver Crawford,	Madison C. Johnson,	Alexander W. Thomas,
Edward Crossland,	Milton E. Jones,	Henry Thompson,
Francis M. Daily,	William F. Leathers,	Benjamin C. Trapnall,
Dillard C. Daniel,	Thomas N. Lindsey,	T. C. Winfrey,
James W. Davis,	Charles A. Marshall,	Benjamin M. Winston,

Thomas M. Dickey, James H. McDaniel, William Woods,
Henry B. Dobyns, John H. McMillan, John H. Woosley,
John Donan, James M. Mitchell, S. Worthington—55.
Stephen T. Drane,

Those who voted in the negative, were

William T. Anthony, John Ficklin, Hugh Newell,
William A. Barton, Abram H. Field, William B. Parker,
Robert Bates, Sidney A. Foss, Remus Payne,
Joseph M. Boarman, John K. Goodloe, Robert Richardson,
William A. Brann, Elisha Hardy, John I. Roach,
Erasmus O. Brown, James K. Huey, Elijah G. Sebree,
James L. Caldwell, John B. Huston, Green Sterett,
Isaac N. Clement, John G. Lyon C. W. White,
Samuel E. DeHaven, Willis B. Machen, Joshua T. White,
Charles Eaves, Samuel F. Morse, Richard P. Whitt,
John Ellis, Jonathan Newcum, John C. Wickliffe—33.

And then the House adjourned.

THURSDAY, JANUARY 28, 1858.

1. Mr. G. S. Caldwell presented the remonstrance of sundry citizens of Boyle county, against granting the privilege to the county court to increase the county levy.

2. Mr. Pennebaker presented the petition of Hart, Mapother & Co., praying compensation for work on diagrams in the geological report.

3. Also, the petition of sundry citizens of Jefferson county, praying the passage of a law to drain a portion of said county.

4. Mr. Machen presented the petition of sundry citizens of Caldwell county, praying the formation of a civil district in said county.

5. Also, the petition of sundry citizens of Caldwell county, praying an amendment to the law in relation to the marshal of the town of Princeton.

6. Also, the remonstrance of sundry citizens of said county, against the passage of said law.

7. Mr. Smith presented the petition of sundry citizens of Barren, Allen and Monroe counties, praying the passage of a law granting

Uriah Whitney the privilege of building a mill dam across Big Barren river.

8. Mr. Huston presented the petition of the president and directors of the Winchester and Lexington turnpike road company, praying the passage of a law granting them the privilege of taking stock in the Kentucky river turnpike road.

9. Mr. Foss presented the petition of sundry citizens of Jefferson county, praying the formation of an additional election precinct in said county.

10. Mr. J. L. Caldwell presented the petition of the trustees of the Salem Baptist church, in Shelby county, praying the incorporation of said church.

Which were received, the reading dispensed with, and referred—the 1st, 5th and 6th to the committee on County Courts; the 2d to the committee on Claims; the 3d, 7th and 8th to the committee on Internal Improvement; the 4th to Messrs. Machen, Sterett and Roach; the 9th to the committee on Privileges and Elections; and the 10th to Messrs. J. L. Caldwell, Drane and Goodloe.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on the Revised Statutes—

1. A bill to regulate the fees of sheriffs.

By same

2. A bill to amend section 17, article 4, chapter 47, of the Revised Statutes.

By same—

3. A bill amending the law concerning passways.

By same—

4. A bill to amend article 7, chapter 83, Revised Statutes, relating to the board of supervisors.

By same—

5. A bill to amend section 1, article 1, chapter 70, of the Revised Statutes.

By same—

6. A bill to amend the criminal law.

By same—

7. A bill to amend chapter 99, article 2, Revised Statutes.

By the committee on the Codes of Practice—

8. A bill requiring certain bonds to be recorded in circuit and chancery courts.

By same—

9. A bill to authorize the appointment of guardians, by clerks of circuit and chancery courts.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of the 1st, 3d, 4th, 7th, 8th and 9th bills having been dispensed with, they were severally ordered to be engrossed and read a third time; and the 7th was recommitted to the committee on Revised Statutes.

The rule of the House, constitutional provision, and third reading of the 1st, 3d, 4th, 8th and 9th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Ordered, That the Public Printer forthwith print 150 copies of the 5th and 6th bills, for the use of the members of the General Assembly.

The committee on Revised Statutes, who were appointed to prepare and bring in the same, reported

A bill for the protection of wild game in certain counties.

Which was read the first time.

And the question being taken on ordering said bill to be read a second time, it was decided in the negative.

And so the said bill was rejected.

The House then took up for consideration the bill to apportion representation.

Mr. Hansford moved a substitute for said bill.

Ordered, That said bill and substitute be made the special order of the day for to-morrow at 11 o'clock, A. M.

Ordered, That the Public Printer forthwith print 150 copies of said substitute, for the use of the members of the General Assembly.

A message was received from the Senate, announcing their concurrence in an amendment proposed by this House, to a bill which originated in the Senate, entitled,

An act to amend an act, entitled, an act to amend the laws regulating the Wilderness road.

That they insist on their amendment to a bill from this House, entitled,

An act to incorporate Pocahontas Tribe, No. 3, of the Improved Order of Red Men, at Newport.

That they had disagreed to a bill from this House, of the following title, viz:

An act concerning proceedings in circuit and chancery courts.

That they had passed bills of the following titles, viz:

An act to amend the charter of the Kentucky Medical Society.

An act to amend an act to amend the law regulating the sale of spirituous, malt and vinous liquors, to free negroes and slaves, approved February 27, 1856.

An act to repeal in part and amend in part, the 10th section of 13th chapter Revised Statutes

An act for the benefit of the owners of the Nicholas House, in Carlisle.

And that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Louisville and Taylorsville Turnpike Road Company.

An act to incorporate the Fulton county Agricultural and Mechanical Association.

An act to establish the American Printing House for the blind.

An act to incorporate the McCracken county Agricultural and Mechanical Association.

An act for the benefit of A. J. Fleming.

An act for the benefit of Ralph Cotton and John Gardner, of Nelson county.

An act for the benefit of Schools in the city of Paducah.

An act to incorporate the Kentucky river Mosely Iron Bridge Erecting Company.

The committee on Revised Statutes, who were appointed to prepare and bring in the same, reported

A bill to amend section 1, article 1, chapter 47, Revised Statutes, title marriages.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The said bill was then amended, and as amended reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 1, article 1, chapter 47, of the Revised Statutes, be so amended as to include among the marriages prohibited by consanguinity, the intermarriage of the children of brothers and sisters.

§ 2. That the said section be amended, by adding to the second paragraph thereof the following: "Nor the son of her father's or mother's

brother or sister." *Provided*, that this act shall not take effect until the first day of January, 1859.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Newell and Jessee, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	G. S. Fleming,	James M. Mitchell,
Wm. A. Barton,	Sidney A. Foss,	S. F. Morse,
Robert Browder,	J. K. Goodloe,	Remus Payne,
E. O. Brown,	Anderson Gray,	C. D. Pennebaker,
G. S. Caldwell,	George W. Hamilton,	Newton P. Reid,
J. L. Caldwell,	Wm. O. Hansford,	E. G. Sebree,
B. W. Chamblin,	H. F. Hensley,	Thomas Shanks,
Leslie Combs,	Pleasant Hines,	Wm. B. Skean,
Oliver Crawford,	J. K. Huey,	W. J. Stitt,
Francis M. Daily,	J. B. Huston,	A. H. Talbott,
D. C. Daniel,	M. C. Johnson,	C. P. Talbot,
James W. Davis,	Hiram Kelsey,	B. C. Trapnall,
Samuel E. DeHaven,	Alfred Kendall,	J. C. Wickliffe,
S. T. Drane,	T. N. Lindsey,	B. M. Winston,
Charles Eaves,	James B. Lyne,	John H. Woosley,
A. H. Field,	John G. Lyon,	S. Worthington—50.
C. Field, jr.,	J. H. McDaniel,	

Those who voted in the negative, were

E. L. Barbee,	George M. Jessee,	John I. Roach,
James C. Belshe,	Milton E. Jones,	Sinclair Roberts,
Joseph M. Boarman,	W. F. Leathers,	Wm. E. Russell,
Wm. A. Brann,	W. B. Machen,	Joseph Shawhan,
T. H. C. Bruce,	Charles A. Marshall,	Isaac Smith,
John M. Burns,	Allen L. McAfee,	Green Sterett,
Edward Crossland,	John C. McCreary,	A. W. Thomas,
Thomas M. Dickey,	J. H. McMillan,	Henry Thompson,
Henry B. Dobyns,	Jonathan Newcum,	C. W. White,
John Donan,	Hugh Newell,	Richard P. Whitt,
John Ellis,	Wm. B. Parker,	J. K. Wilson,
John Ficklin,	Joseph Patton,	T. C. Winfrey,
Wm. H. Hamilton,	Robert Richardson,	Wm. Woods—40.
Elisha Hardy,		

Resolved, That the title thereof be amended to read—

"A bill to prohibit the marriage of first cousins."

The committee on the Codes of Practice, who were appointed to prepare and bring in the same, reported

A bill concerning the court of appeals.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the court of appeals shall have jurisdiction over all judgments in actions for the recovery of money or personal property, where the value in controversy is fifty dollars or over that amount.

§ 2. *Be it further enacted*, That the court of appeals shall have jurisdiction over the judgments in penal actions and prosecutions, where the fine is fifty dollars or over that amount.

§ 3. *Be it further enacted*, That the terms of the court of appeals shall be seventy-eight juridical days.

§ 4. *Be it further enacted*, That the salary of a judge of the court of appeals shall be twenty-five hundred dollars per annum.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)
Vene P. Armstrong,
Elias L. Barbee,
William A. Barton,
James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Robert Browder,
Erasmus O. Brown,
Thomas H. C. Bruce,
John M. Burns,
Gabriel S. Caldwell,
James L. Caldwell,
Braxton W. Chamblin,
Isaac N. Clement,
Leslie Combs,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Dillard C. Daniel,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
Stephen T. Drane,
Charles Eaves,
John Ficklin,
Abram H. Field,
George S. Fleming,
Sidney A. Foss,
John K. Goodloe,
George W. Hamilton,
Wm. O. Hansford,
W. Lee Harned,
Harvey F. Hensley,
Pleasant Hines,
John B. Huston,
Madison C. Johnson,
Milton E. Jones,
Hiram Kelsey,
William F. Leathers,
Thomas N. Lindsey,
James B. Lyne,
John G. Lyon,
Willis B. Machen,
Charles A. Marshall,
James H. McDaniel,
John H. McMillan,
James M. Mitchell,
Jonathan Newcum,
Joseph Patton,
Remus Payne,
C. D. Pennebaker,
Newton P. Reid,
Robert Richardson,
Elijah G. Sebree,
Thomas Shanks,
Wm. B. Skean,
Isaac Smith,
Ambrose H. Talbott,
Charles P. Talbot,
Benjamin C. Trapnall,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
T. C. Winfrey,
Benj. M. Winston,
S. Worthington—67.

Those who voted in the negative, were

William T. Anthony,	Alfred Kendall,	Joseph Shawhan,
Robert Bates,	Allen L. McAfee,	Green Sterett,
James W. Davis,	J. C. McCreary,	William J. Stitt,
John Ellis,	Hugh Newell,	Alexander W. Thomas,
Curtis Field, Jr.	William B. Parker,	Henry Thompson,
Anderson Gray,	William P. Payne,	C. W. White,
Wm. H. Hamilton,	John I. Roach,	Joshua T. White,
Elisha Hardy,	Sinclair Roberts,	William Woods,
James K. Huey,	William E. Russell,	John H. Woosley—28.
George M. Jessee,		

Resolved, That the title thereof be as aforesaid.

The House then took up from the table, for consideration,

A bill regulating the time of holding the circuit courts in the second judicial district.

Also, the bill from the Senate, entitled,

An act to change the time of holding the circuit, equity and criminal courts of the first judicial district.

Ordered, That said bills be referred to the representatives from each county in the first and second judicial districts.

A message was received from the Senate, announcing their disagreement to a bill from this House, of the following title, viz:

An act to repeal an act, entitled, an act to reorganize Transylvania University and establish a school for teachers.

That they had passed a bill, entitled,

An act to reorganize Transylvania University and establish a school for teachers.

The House then took up for consideration the resolution read and laid upon the table by Mr. Daniel.

Mr. Burns moved to amend the resolution, by striking out the word 'appropriation,' in the last line, and inserting in lieu thereof the word 'expended.'

And the question being taken thereon, it was decided in the affirmative.

Mr. Huston moved to amend the preamble, by inserting after the words 'revolutionary war,' the following: "and was one of the few surviving heroes of Estill's defeat."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken upon the adoption of the preamble and resolution, as amended, and it was decided in the negative.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	S. A. Foss,	William P. Payne,
William A. Barton,	John K. Goodloe,	C. D. Pennebaker,
Erasmus O. Brown,	Anderson Gray,	Newton P. Reid,
Gabriel S. Caldwell,	George W. Hamilton,	Robert Richardson,
James L. Caldwell,	Wm. O. Hansford,	Sinclair Roberts,
Braxton W. Chamblin,	Wilford Lee Harned,	William E. Russell,
Leslie Combs,	Harvey F. Hensley,	Elijah G. Sebree,
Oliver Crawford,	John B. Huston,	Thomas Shanks,
Edward Crossland,	James S. Jackson,	William J. Stitt,
Dillard C. Daniel,	Madison C. Johnson,	Ambrose H. Talbott,
Henry B. Dobyns,	William F. Leathers,	Charles P. Talbot,
John Donan,	Willis B. Machen,	Alex. W. Thomas,
Stephen T. Drane,	Charles A. Marshall,	C. W. White,
John Ficklin,	John C. McCreary,	T. C. Winfrey,
Abram H. Field,	James H. McDaniel,	William Woods,
Curtis Field, Jr.,	J. M. Mitchell,	S. Worthington—50.
George S. Fleming,	Joseph Patton,	

Those who voted in the negative, were

Mr. Speaker, (White,)	James W. Davis,	William B. Parker,
Elias L. Barbee,	John Ellis,	John I. Roach,
Robert Bates,	Wm. H. Hamilton,	Joseph Shawhan,
James C. Belshe,	Elisha Hardy,	Wm. B. Skean,
Joseph M. Boarman,	Pleasant Hines,	Isaac Smith,
William A. Brann,	James K. Huey,	Green Sterett,
Robert Browder,	Milton E. Jones,	Henry Thompson,
Thomas H. C. Bruce,	Alfred Kendall,	Joshua T. White,
John M. Burns,	John H. McMillan,	Richard P. Whitt,
Isaac N. Clement,	Jonathan Newcum,	John C. Wickliffe,
Francis M. Daily,	Hugh Newell,	John H. Woosley—33.

And then the House adjourned

FRIDAY, JANUARY 29, 1858.

1. Mr. Reid presented the petition of sundry citizens of Montgomery county, praying the passage of an act authorizing clerks and their deputies to administer oaths.

2. Mr. Hansford presented the petition of sundry citizens of Lincoln county, praying the passage of an amendatory act, allowing them to put up and receive full toll at two gates, and restrict the width of said road to 35 feet.

Which were received, the reading dispensed with, and referred—the 1st to the committee on the Codes of Practice; the 2d to Messrs. Hansford, G. S. Caldwell and Mitchell.

Mr. Machen moved the following resolution, viz:

Resolved, That Mr. B. M. Patten, director of the Kentucky Institution for the Education of the Blind, be invited to give an exhibition of the attainments of his pupils, in this hall, at 3 o'clock this afternoon; and this House, when it adjourns this morning, will adjourn to meet at that hour, to witness said exhibition; and that the members of the Senate be invited to attend.

Which was adopted.

Mr. Huston read and laid upon the table the following resolution, viz:

Resolved, That the legislature will adjourn at 12 o'clock, M., on the 6th day of February next.

The rule of the House requiring joint resolutions to lie one day on the table, having been dispensed with,

Mr. Brown moved to amend said resolution, by fixing the 20th of February as the day for the final adjournment of the general assembly.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Winfrey and Brown, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Thomas M. Dickey,	John H. McMillan,
William A. Barton,	John Ficklin,	Jonathan Newcum,
Erasmus O. Brown,	Abram H. Field,	Remus Payne,
Thomas H. C. Bruce,	Anderson Gray,	Thomas Shanks,
Gabriel S. Caldwell,	George W. Hamilton,	Ambrose H. Talbott,

Braxton W. Chamblin, Wm. O. Hansford, Charles P. Talbot,
Isaac N. Clement, John B. Huston, Benjamin C. Trapnall,
Leslie Combs, James S. Jackson, John C. Wickliffe,
Edward Crossland, William F. Leathers, John K. Wilson,
Dillard C. Daniel, James B. Lyne, Ben. M. Winston—31.
Samuel E. DeHaven,

Those who voted in the negative, were

William T. Anthony, Elisha Hardy, C. D. Pennebaker,
Vene P. Armstrong, Wilford Lee Harned, Newton P. Reid,
Elias L. Barbee, Harvey F. Hensley, Robert Richardson,
Robert Bates, Pleasant Hines, John I. Roach,
James C. Belshe, James K. Huey, Sinclair Roberts,
Joseph M. Boarman, Madison C. Johnson, William E. Russell,
William A. Brann, Milton E. Jones, Elijah G. Sebree,
Robert Browder, Hiram Kelsey, Joseph Shawhan,
John M. Burns, Alfred Kendall, William B. Skean,
James L. Caldwell, John G. Lyon, Isaac Smith,
Oliver Crawford, Willis B. Machen, Green Sterett,
Francis M. Daily, C. A. Marshall, William J. Stitt,
James W. Davis, Allen L. McAfee, Alex. W. Thomas,
Henry B. Dobyns, John C. McCreary, Henry Thompson,
John Donan, James H. McDaniel, C. W. White,
Stephen T. Drane, James M. Mitchell, Joshua T. White,
Charles Eaves, Hugh Newell, Richard P. Whitt,
John Ellis, William B. Parker, T. C. Winfrey,
Curtis Field, Jr., Joseph Patton, William Woods,
Sidney A. Foss, William P. Payne, John H. Woosley—61.
Wm. H. Hamilton,

Mr. Gray then moved to amend said resolution, by inserting the 15th of February.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and Gray, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) John K. Goodloe, William P. Payne,
William T. Anthony, Anderson Gray, Newton P. Reid,
Elias L. Barbee, George W. Hamilton, Robert Richardson,
William A. Barton, Wm. O. Hansford, John I. Roach,
James C. Belshe, Elisha Hardy, Thomas Shanks,
Joseph M. Boarman, Harvey F. Hensley, Joseph Shawhan,
Thomas H. C. Bruce, James K. Huey, William B. Skean,
John M. Burns, John B. Huston, Isaac Smith,
Gabriel S. Caldwell, James S. Jackson, Green Sterett,
Braxton W. Chamblin, Hiram Kelsey, William J. Stitt,

Isaac N. Clement,
Leslie Combs,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Dillard C. Daniel,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
Charles Eaves,
John Ellis,
John Ficklin,
Abram H. Field,
Curtis Field, Jr.,
William F. Leathers,
Thos. N. Lindsey,
James B. Lyne,
John G. Lyon,
Willis B. Machen,
Allen L. McAfee,
James H. McDaniel,
John H. McMillan,
James M. Mitchell,
Jonathan Newcum,
Hugh Newell,
Joseph Patton,
Remus Payne,
Ambrose H. Talbott,
Charles P. Talbot,
Alexander W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
C. W. White,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
Benjamin M. Winston,
William Woods,
John H. Woosley—70.

Those who voted in the negative, were

V. P. Armstrong,
Robert Bates,
William A. Brann,
Robert Browder,
Erasmus O. Brown,
James L. Caldwell,
James W. Davis,
S. E. DeHaven,
Stephen T. Drane,
Sidney A. Foss,
Wm. H. Hamilton,
Wilford Lee Harned,
Pleasant Hines,
Madison C. Johnson,
Milton E. Jones,
Alfred Kendall,
Charles A. Marshall,
John C. McCreary,
William B. Parker,
C. D. Pennebaker,
Sinclair Roberts,
William E. Russell,
E. G. Sebree,
T. C. Winfrey—24.

A message was received from the Senate, announcing their disagreement to bills from this House of the following titles, viz:

An act to repeal the second section of an act, entitled, an act to authorize the trustees of Laurel county to sell the Seminary lands of said county.

An act to amend the act incorporating the Simpson Seminary.

That they had passed bills from this House of the following titles, viz:

An act remunerating W. L. Sutton and others.

An act to incorporate the Martin Institute.

An act in relation to school districts Nos. 3 and 21, in Campbell county.

An act to amend the charter of the Eminence High School.

An act to incorporate the Bourbon Academy.

An act for the benefit of school district No. 12, in Spencer county.

An act for the benefit of Robert Fluty.

An act requiring tax assessors to furnish statistical agricultural information.

With amendments to the three last named bills.

That they had passed bills of the following titles, viz:

An act to incorporate the Kentucky Farmers' Mutual Insurance Company.

An act for the benefit of S. W. Rennick, sheriff of Hickman county.

An act for the benefit of the Kentucky Institution for the Education of the Blind.

An act for the benefit of Jacob Corbett and B. Small.

An act to establish magistrates' districts in Letcher county.

An act to change the county line between Letcher and Perry counties.

An act for the incorporation of the Washington Literary Society of Bethel College, in Russellville, Kentucky.

An act to amend the charter of Ewing Female Institute, at Perryville.

An act for the benefit of school district No. 13, in Henry county.

An act for the benefit of the trustees of school district No. 22, in Whitley county.

An act to amend an act, entitled, an act to charter the Southwestern Agricultural and Mechanical Association.

And that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Wm. M. Fox and John Crawford.

An act to fix the time of holding circuit courts in the fifth judicial district.

An act to prohibit the circulation, as money, of foreign notes of a denomination less than five dollars.

An act to incorporate the Ohio county Agricultural, Mechanical and Domestic Society.

An act to amend an act, entitled, an act to establish equity and criminal courts in the first judicial district.

An act to authorize the trial of common law causes at special terms of the Christian circuit court.

An act to incorporate the Paducah Southern Iron Works.

The Speaker laid before the House the following communication from the Auditor, viz:

AUDITOR'S OFFICE,
Frankfort, Ky., January 27th, 1858.

Hon. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: In obedience to a resolution of the House of Representatives, I herewith submit a statement showing the number of circuit judges and chancellors in this commonwealth; also showing the amount of money paid out for the services of *pro tem.* judges within the last year, viz:

R. K. Williams, Circuit Judge First District—pro tem. allowances as follows, viz:

W. H. Calvert, at Crittenden Circuit Court, where the regular Judge was sick,	$ 73 60
L. W. Powell, at Union Circuit Court, when the family of the regular Judge was sick,	80 28
E. I. Bullock, at Ballard Circuit Court, in absence of regular Judge,	66 91
J. B. Bigger, at the Marshall Circuit Court, in place of regular Judge,	33 50
Total,	$ 254 29

George B. Cook, Circuit Judge Second District—pro tem. allowances as follows, viz:

J. Short, at Muhlenburg Circuit Court, before Cook was qualified, and after the old Judge's time expired,	$ 40 00
N. E. Gray, at Caldwell Circuit Court, when regular Judge was sick,	122 72
W. P. Fowler, at Caldwell Circuit Court, when regular Judge was interested and could not sit,	16 36
J. G. Hollingsworth, at Christian Circuit Court, when regular Judge was sick,	147 27
R. T. Petree, at the Todd Circuit Court, when regular Judge was sick,	98 18
James F. Buckner, at Trigg Circuit Court, when regular Judge was interested,	57 27
Judge Cook deceased—N. E. Gray appointed—no pro tem. allowance.	
Thomas C. Dabney elected, and pro tem. allowances as follows, viz:	
Robert McKee, at Trigg Circuit Court, when regular Judge was interested,	49 08
James F. Buckner, at Trigg Circuit Court, when regular Judge was interested,	16 36
Total,	$ 547 24

James Stuart, Circuit Judge Third District—pro tem. allowances as follows:

J. W. Kincheloe, at Hardin Circuit Court, when the family of the regular Judge was sick,	$ 96 77
Ben Hardin Helm, at Grayson Circuit Court, when the regular Judge was interested,	19 35
W. Anthony, at Breckinridge Circuit Court, when the regular Judge was ineligible,	48 38
M. H. Coffer, at Meade Circuit Court, when regular Judge was interested and could not sit,	48 38
Total,	$ 212 88

A W. Graham, Circuit Judge Fourth District—no pro tem. allowance.

George W. Kavanaugh, Circuit Judge Fifth District—pro tem. allowances as follows, viz:

O. S. Poston, at Anderson Circuit Court, when regular Judge was interested and could not sit,	$ 72 97
James C. Rush, at Green Circuit Court, when the regular Judge was interested,	24 32
James C. Rush, at Green Circuit Court, in absence of regular Judge,	40 54
O. S. Poston, at Anderson Circuit Court, when regular Judge was interested and could not sit,	81 08
W. E. Riley, at Anderson Circuit Court, in place of regular Judge,	24 32
Total,	$ 243 23

Thomas E. Bramlette, Circuit Judge Sixth District—pro tem. allowances as follows, viz:

Samuel E. Suddarth, at Adair Circuit Court, when regular Judge was interested,	$ 75 34
Total,	$ 75 34

William F. Bullock, Circuit Judge Seventh District—pro tem. allowances as follows, viz:

P. B. Muir, at Spencer Circuit Court, when regular Judge was sick,	44 11
J. W. Clayton, at Oldham Circuit Court, when regular Judge was sick,	35 29
Total,	$ 79 40

Elijah F. Nuttall, Circuit Judge Eighth District—no pro tem. allowance.

S. M. Moore, Circuit Judge Ninth District—no pro tem. allowance.

E. C. Phister, Circuit Judge Tenth District—pro tem. allowances as follows, viz:

John A. Cavan, at Mason Circuit Court, when regular Judge was interested and could not sit,	89 18
Total,	$ 89 18

J. W. Moore, Circuit Judge Eleventh District—pro tem. allowances as follows, viz:

Thomas Turner, at Montgomery Circuit Court, when the regular Judge was interested, - - - -	$ 75 44
Total, - - - - - - - - - -	$ 75 44

Granville Pearl, Circuit Judge Twelfth District—pro tem. allowances as follows, viz:

W. H. Randall, at Harlan Circuit Court, the regular Judge being at a called term of Estill Circuit Court,	$ 89 55
B. F. Rice, at Knox Circuit Court, the regular Judge being interested, - - - - - - - -	53 73
John Dishman, at the Clay Circuit Court, when the regular Judge was interested, - - - - -	35 82
Ben. F. Rice, at the Laurel Circuit Court, when regular Judge was interested, - - - - - -	51 42
B. F. Rice, at the Knox Circuit Court, when regular Judge was interested, - - - - - - -	44 77
W. B. Moore, at Whitley Circuit Court, when regular Judge was interested, - - - - - - -	35 82
Sam. A. Chastain, at Owsley Circuit Court, when regular Judge was interested, - - - - - -	17 91
Sam. Ensworth, at Whitley Circuit Court, there being no Judge at that time, - - - - - - -	60 00
Total, - - - - - - - - - -	$ 389 02

W. C. Goodloe, Circuit Judge Thirteenth District—pro tem. allowances as follows, viz:

Sam. Shy, at Jessamine Circuit Court, when regular Judge was sick, - - - - - - - -	$ 8 82
Samuel Shy, at Fayette Circuit Court, when regular Judge was interested, - - - - - - -	26 46
Samuel Shy, at Fayette Circuit Court, when regular Judge was interested, - - - - - - -	33 33
J. C. Terrill, at Madison Circuit Court, when regular Judge could not sit, - - - - - - -	34 30
Samuel Shy, at Fayette Circuit Court, when regular Judge could not sit, - - - - - - -	16 66
James M. Sheppard, at Scott Circuit Court, regular Judge sick, - - - - - - - - - -	25 00
R. A. Buckner, at Scott Circuit Court, regular Judge sick, - - - - - - - - - - -	16 66
Tho. P. Porter, at Scott Circuit Court, regular Judge sick, - - - - - - - - - - -	8 34
Total, - - - - - - - - - -	$ 169 57

Caleb W. Logan, Chancellor, Louisville—no pro tem. allowances.

L. S. Trimble, Chancellor First Judicial District—no pro tem. allowances.

RECAPITULATION.

R. K. Williams, first district,	$ 254 29
Geo. B. Cook, (deceased,) second district,	481 80
And Thomas C. Dabney, second district,	65 44
James Stuart, third district,	212 88
George W. Kavanaugh, fifth district,	243 23
Thomas E. Bramlette, sixth district,	75 34
William F. Bullock, seventh district,	79 40
E. C. Phister, tenth district,	89 18
S. W. Moore, eleventh district,	75 44
Granville Pearl, twelfth district,	389 02
W. C. Goodloe, thirteenth district,	169 57
Total,	$ 2,135 59

All of which is respectfully submitted. Attest:

THO. S. PAGE, *Auditor.*

Ordered, That the Public Printer forthwith print 150 copies, for the use of the members of the General Assembly.

Mr. Claiborne W. White, the member returned to serve in this House, from the county of Madison, in the place of William Chenault, deceased, appeared on Monday, the 25th instant, and having taken the oaths prescribed by the laws and constitution, repaired to his seat.

The House then, according to order, took up for consideration the bill to apportion representation, and the substitute proposed therefor by Mr. Hansford.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That representation for the house of representatives shall be apportioned among the several counties of the commonwealth as follows, viz:

To the first district twelve representatives, as follows: to the counties of Fulton and Hickman, one; Graves, one; Calloway, one; Marshall, one; Ballard, one; McCracken, one; Caldwell, one; Lyon and Livingston, one; Crittenden, one; Union, one; Hopkins, one; Trigg, one.

To the second district eleven representatives, as follows: to the county of Christian, one; Muhlenburg, one; Henderson, one; Daviess, one; Hancock, one; Ohio, one; Breckinridge, one; Meade, one; Grayson, one; McLean, one; and Butler and Edmonson, one.

To the third district nine representatives, as follows: to the county of Todd, one; Logan, one; Simpson, one; Warren, one; Allen, one; Monroe, one; Barren, two; and Hart, one.

To the fourth district nine representatives, as follows: To the county of Adair, one; Green, one; Taylor, one; Wayne, one; Pulaski, one; Cumberland and Clinton, one; Russell and Casey, one; Lincoln, one; and Boyle, one.

To the fifth district nine representatives as follows: To the county of Hardin, one; Larue, one; Bullitt, one; Spencer, one; Nelson, one; Washington, one; Marion, one; Mercer, one; and Anderson, one.

To the sixth district ten representatives, as follows: to the county of Garrard, one; Madison, one; Estill, one; Whitley and Laurel, one; Pike, one; Knox and Harlan, one; Clay and Owsley, one; Rockcastle and Jackson, one; Perry and Letcher, one; Floyd and Johnson, one.

To the seventh district ten representatives, as follows: To the first and second wards of Louisville, one; to the third and fourth wards, one; to the fifth and sixth wards, one; to the seventh and eighth wards, one; the county of Jefferson, one; Shelby, one; Henry, one; Trimble, one; Carroll, one; and Oldham, one.

To the eighth district seven representatives, as follows: To the county of Bourbon, one; Fayette, one; Scott, one; Owen, one; Franklin, one; Woodford, one; and Jessamine, one.

To the ninth district ten representatives, as follows: To the county of Clarke, one; Bath, one; Montgomery and Powell, one; Fleming, one; Lawrence, one; Greenup, one; Morgan, one; Breathitt, one; Carter, one; Lewis and Rowan, one.

To the tenth district thirteen representatives, as follows: To the county of Mason, two; Bracken, one; Nicholas, one; Harrison, one; Pendleton, one; Campbell, two; Grant, one; Kenton, two; Boone, one; and Gallatin, one.

§ 2. That for the purpose of apportioning representation in the senate, the state is hereby laid off into thirty-eight senatorial districts, as follows: The counties of Hickman, Graves and Fulton shall compose the first district; the counties of McCracken, Ballard and Livingston the second district; the counties of Marshall Calloway and Trigg the third district; the counties of Crittenden, Union, Lyon and Caldwell the fourth district; the counties of Christian and Hopkins the fifth district; the counties of Henderson and Daviess the sixth district; the the counties of McLean, Ohio and Muhlenburg the seventh district; the counties of Breckinridge, Hancock and Grayson the eighth district; the counties of Logan and Todd the ninth district; the counties of Allen, Simpson and Monroe the tenth district; the counties of Warren, Edmonson aud Butler the eleventh district; the counties of Hardin and Meade the twelfth district; the counties of Barren and Hart the thirteenth district; the counties of Nelson, Bullitt and Larue the fourteenth district; the counties of Washington, Marion and Boyle the fifteenth district; the counties of Shelby, Anderson and Spencer the sixteenth district; the counties of Franklin and Owen the seventeenth district; the county of Jefferson and the first and second wards of Louisville the eighteenth district; the third, fourth, fifth, sixth, seventh and eighth wards of Louisville the nineteenth district; the counties of Henry, Carroll, Trimble and Oldham the twentieth district; the counties of Gallatin, Grant and Boone the twenty-first district; the county of Kenton the twenty-second district; the counties of

Campbell and Pendleton the twenty-third district; the counties of Harrison and Nicholas the twenty-fourth district; the counties of Mason and Bracken the twenty-fifth district; the counties of Fayette and Scott the twenty-sixth district; the counties of Fleming, Bath and Rowan the twenty-seventh district; the counties of Clarke, Bourbon, and Montgomery the twenty-eighth district; the counties of Greenup, Carter and Lewis the twenty-ninth district; the counties of Morgan, Lawrence, Johnson and Powell the thirtieth district; the counties of Floyd, Pike, Letcher, Perry and Breathitt the thirty-first district; the counties of Estill, Madison and Owsley the thirty-second district; the counties of Knox, Harlan, Clay, Whitley and Jackson the thirty-third district; the counties of Rockcastle, Lincoln, Garrard and Laurel the thirty-fourth district; the counties of Wayne and Pulaski the thirty-fifth district; the counties of Cumberland, Clinton, Adair and Russell the thirty-sixth district; the counties of Taylor, Green and Casey the thirty-seventh district; the counties of Jessamine, Woodford and Mercer the thirty-eighth district.

§ 3. That in order to ascertain the state of the polls, when two or more counties compose a senatorial district, or two or more counties are joined to elect a representative, the sheriffs of such counties shall meet at the court-house of the county first named, to compare the polls, on the first Monday next after the election, and having ascertained by faithful comparison and addition, the number of their respective polls, shall make return in the manner prescribed by law: *Provided*, that when a writ of election shall be issued by the governor, or either branch of the legislature, an earlier day may be ordered in said writ for comparing the polls, if deemed expedient.

§ 4. That if any new county should be established before the next enumeration and apportionment of representation, it shall be considered as part or parts of the county or counties from which it was taken, for the purpose of representation.

The said substitute reads as follows, viz :

That representation for the house of representatives shall be apportioned among the several counties of the commonwealth in the following manne, viz:

To the first district twelve representatives, as follows: to the county of Graves, one; Caldwell, one; Hopkins, one; Trigg, one; Union, one; Calloway, one; Crittenden, one; Livingston and Lyon, one; Marshall, one; Fulton and Hickman, one; McCracken, one; Ballard, one.

To the second district eleven representatives, as follows: to the county of Muhlenburg, one; Henderson, one; Ohio, one; Breckinridge, one; Meade, one; Grayson, one; Hancock, one; Butler and Edmonson, one; Daviess, one; Christian, one; McLean, one.

To the third district nine representatives, as follows: to the county of Todd, one; Logan, one; Simpson, one; Warren, one; Allen, one; Monroe, one; Barren, two; and Hart, one.

To the fourth district nine representatives, as follows: To the county of Adair, one; Green, one; Wayne, one; Pulaski, one; Boyle, one; Lincoln, one; Casey and Russell, one; Cumberland and Clinton, one; Taylor, one.

To the fifth district nine representatives, as follows: To the county of Hardin, one; Larue, one; Bullitt, one; Spencer, one, Nelson, one; Washington, one; Marion, one; Mercer, one; Anderson, one.

To the sixth district ten representatives, as follows: To the county of Madison, one; Garrard, one; Jackson, Owsley and Perry, one; Estill, one; Laurel and Rockcastle, one; Clay and Harlan, one; Whitley, one; Knox, one; Letcher and Pike, one; Floyd and Johnson, one.

To the seventh district ten representatives, as follows: To the city of Louisville, four—thus, to the first and second wards, one; to the third and fourth wards, one; to the fifth and sixth wards, one; to the seventh and eighth wards, one; to the county of Jefferson, two; Shelby, one; Oldham and Trimble, one; Carroll, one; Henry, one.

To the eighth district seven representatives, as follows: To the county of Fayette, one; Bourbon, one; Scott, one; Owen, one; Franklin, one; Woodford, one; Jessamine, one.

To the ninth district ten representatives, as follows: To the county of Fleming, one; Bath, one; Montgomery and Powell, one; Morgan, one; Breathitt, one; Carter and Rowan, one; Lawrence, one; Greenup, one; Lewis, one; Clarke, one.

To the tenth district thirteen representatives, as follows: To the county of Mason, two; Bracken, one; Nicholas, one; Harrison, one; Pendleton, one; Campbell, two; city of Covington, one; the residue of the county of Kenton, one; Boone, one; Grant, one; Gallatin, one.

§ 2. That for the purpose of apportioning representation in the senate, the state is hereby laid off into thirty-eight senatorial districts, as follows, viz: The counties of Hickman, Fulton and Graves shall compose the first district; the counties of McCracken, Ballard and Livingston the second district; the counties of Calloway, Marshall and Trigg the third district; the counties of Crittenden, Union and Lyon the fourth district; the counties of Hopkins, Caldwell and McLean the fifth district; the counties of Daviess and Henderson the sixth district; the counties of Ohio and Muhlenburg the seventh district; the counties of Christian and Todd the eighth district; the counties of Logan, Simpson and Allen the ninth district; the counties of Warren, Butler and Edmonson the tenth district; the counties of Cumberland, Clinton, Russell and Wayne the eleventh district; the counties of Breckinridge, Grayson and Hancock the twelfth district; the counties of Green, Hart and Taylor the thirteenth district; the counties of Casey, Boyle and Adair the fourteenth district; the counties of Barren and Monroe the fifteenth district; the counties of Whitley, Laurel, Knox and Rockcastle the sixteenth district; the counties of Clay, Letcher, Perry, Breathitt, Harlan and Jackson the seventeenth district; the counties of Clarke, Owsley, Estill and Powell the eighteenth district; the counties of Lincoln and Pulaski the nineteenth district; the counties of Floyd, Pike, Johnson and Morgan the twentieth district; the counties of Greenup, Carter and Lawrence the twenty-first district; the counties of Fleming, Nicholas and Rowan the twenty-second district; the counties of Mason and Lewis the twenty-third district; the counties of Harrison and Bracken the twenty-fourth district; the counties of Bourbon, Bath and Montgomery the twenty-fifth district; the counties of Campbell and Pendleton the twenty-sixth district; the counties of

Kenton and Grant the twenty-seventh district; the counties of Boone, Carroll and Gallatin the twenty-eighth district; the counties of Owen, Henry and Trimble the twenty-ninth district; the counties of Fayette and Scott the thirtieth district; the counties of Madison and Garrard the thirty-first district; the counties of Franklin, Woodford and Jessamine the thirty-second district; the county of Jefferson two senators, thus: the first, second, third, fourth, fifth and sixth wards of the city of Louisville one, the thirty-third district; the seventh and eighth wards of said city and the residue of said county one, the thirty-fourth district; the counties of Shelby, Spencer and Oldham the thirty-fifth district; the counties of Hardin, Meade and Larue the thirty-sixth district; the counties of Washington, Mercer and Anderson the thirty-seventh district; the counties of Nelson, Marion and Bullitt the thirty-eighth district.

Mr. Jackson moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The main question was then put, shall the amendment proposed by Mr. Hansford, as a substitute for said bill, be concurred in? and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Pennebaker and Gray, were as follows, viz:

Those who voted in the affirmative, were

William A. Barton,	John K. Goodloe,	James H. McDaniel,
Robert Browder,	George W. Hamilton,	James M. Mitchell,
Gabriel S. Caldwell,	Wm. O. Hansford,	William P. Payne,
Braxton W. Chamblin,	Pleasant Hines,	C. D. Pennebaker,
Leslie Combs,	James S. Jackson,	E. G. Sebree,
Dillard C. Daniel,	Madison C. Johnson,	Thomas Shanks,
James W. Davis,	Alfred Kendall,	William B. Skean,
Blanton Duncan,	Thos. N. Lindsey,	Charles P. Talbot,
Curtis Field, Jr.,	James B. Lyne,	C. W. White,
George S. Fleming,	John G. Lyon,	T. C. Winfrey,
Sidney A Foss,	Charles A. Marshall,	William Woods—33.

Those who voted in the negative, were

Mr. Speaker, (White,)	Charles Eaves,	Joseph Patton,
William T. Anthony,	John Ellis,	Remus Payne,
V. P. Armstrong,	John Ficklin,	Newton P. Reid,
Elias L. Barbee,	Abram H. Field,	Robert Richardson,
Robert Bates,	Anderson Gray,	John I. Roach,
James C. Belshe,	Wm. H. Hamilton,	Sinclair Roberts,
Joseph M. Boarman,	Elisha Hardy,	William E. Russell,
William A. Brann,	Wilford Lee Harned,	Joseph Shawhan,
Erasmus O. Brown,	Harvey F. Hensley,	Isaac Smith,
Thomas H. C. Bruce,	James K. Huey,	Green Sterett,
John M. Burns,	Milton E. Jones,	William J. Stitt,
James L. Caldwell,	Hiram Kelsey,	Ambrose H. Talbott,

Isaac N. Clement, William F. Leathers, Alexander W. Thomas,
Oliver Crawford, Willis B. Machen, Henry Thompson,
Francis M. Daily, Allen L. McAfee, Benjamin C. Trapnall,
S. E. DeHaven, John C. McCreary, Joshua T. White,
Thomas M. Dickey, John H. McMillan, Richard P. Whitt,
Henry B. Dobyns, Jonathan Newcum, John C. Wickliffe,
John Donan, Hugh Newell, John K. Wilson,
Stephen T. Drane, William B. Parker, John H. Woosley—60.

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the affirmative.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Davis and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) John Ficklin, Remus Payne,
William T. Anthony, Abram H. Field, Newton P. Reid,
Elias L. Barbee, Anderson Gray, Robert Richardson,
Robert Bates, Wm. H. Hamilton, John I. Roach,
James C. Belshe, Elisha Hardy, William E. Russell,
Joseph M. Boarman, Harvey F. Hensley, Joseph Shawhan,
William A. Brann, James K. Huey, Isaac Smith,
Thomas H. C. Bruce, Milton E. Jones, Green Sterett,
John M. Burns, Hiram Kelsey, William J. Stitt,
Isaac N. Clement, William F. Leathers, Ambrose H. Talbott,
Oliver Crawford, Willis B. Machen, Alex. W. Thomas,
Edward Crossland, Allen L. McAfee, Henry Thompson,
Francis M. Daily, John C. McCreary, Benjamin C. Trapnall,
Samuel E. DeHaven, John H. McMillan, Joshua T. White,
Thomas M. Dickey, Jonathan Newcum, Richard P. Whitt,
Henry B. Dobyns, Hugh Newell, John C. Wickliffe,
John Donan, William B. Parker, John K. Wilson,
Charles Eaves, Joseph Patton, John H. Woosley—55.
John Ellis,

Those who voted in the negative, were

Vene P. Armstrong, Sidney A. Foss, C. A. Marshall,
William A. Barton, John K. Goodloe, James H. McDaniel,
Robert Browder, George W. Hamilton, James M. Mitchell,
Erasmus O. Brown, Wm. O. Hansford, William P. Payne,
Gabriel S. Caldwell, Wilford Lee Harned, C. D. Pennebaker,
James L. Caldwell, Pleasant Hines, Sinclair Roberts,
Braxton W. Chamblin, John B. Huston, Elijah G. Sebree,
Leslie Combs, James S. Jackson, Thomas Shanks,
Dillard C. Daniel, Madison C. Johnson, William B. Skean,

James W. Davis, Alfred Kendall, Charles P. Talbot,
Stephen T. Drane, Thomas N. Lindsey, C. W. White,
Blanton Duncan, James B. Lyne, T. C. Winfrey,
Curtis Field, Jr., John G. Lyon, William Woods—40.
George S. Fleming,

Resolved, That the title thereof be as aforesaid.

The committee on the Codes of Practice, to whom was referred bills from the Senate of the following titles, viz:

An act to amend section 241 of the Code of Practice.

An act to amend section 756 of the Code of Practice.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on the Codes of Practice, who were appointed to prepare and bring in the same, reported

A bill to amend section 832, of chapter 3, article 1, Code of Practice.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The same committee, to whom was referred

A bill to amend sub-section 5, of section 10, title 2, Criminal Code,

Reported the same with an amendment as a substitute for said bill.

Which was concurred in.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title be amended to read as follows:

An act concerning justices of the peace, in regard to breaches of the peace.

The same committee, to whom was referred

A bill to authorize county clerks to issue executions on judgments in the quarterly courts, in the absence of the judges thereof,

Reported the same with an amendment as a substitute for said bill,

Which was concurred in.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended to read as follows, viz:

An act concerning the quarterly courts.

Bills from the Senate of the following titles, viz:

1. An act to incorporate the Kentucky Farmers' Mutual Insurance Company.

2. An act for the benefit of S. W. Rennick, sheriff of Hickman county.

3. An act for the benefit of the Kentucky Institution for the Education of the Blind.

4. An act for the benefit of Jacob Corbett and B. Small.

5. An act to establish magistrates' districts in Letcher county.

6. An act to change the county line between Letcher and Perry counties.

7. An act for the incorporation of the Washington Literary Society of Bethel College, in Russellville, Kentucky.

8. An act to amend the charter of Ewing Female Institute, at Perryville.

9. An act for the benefit of school district No. 13, in Henry county.

10. An act to incorporate the Paris and Clintonville Turnpike road Company.

11. An act for the benefit of the trustees of school district No. 22, in Whitley county.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st was referred to the committee on the Judiciary; the 2d to the committee on Claims; the 3d to the committee on Ways and Means; and the 8th to the committee on Education; the 4th, 5th, 6th, 7th, 9th and 10th were severally ordered to be read a third time.

The rule of the House, constitutional provision, and third reading of the 4th, 5th, 6th, 7th, 9th and 10th bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A bill from the Senate, entitled,

An act for the benefit of the Kentucky Institution for the Education of the Blind,

Was read the first time as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of seven thousand and five hundred dollars be and the same is hereby appropriated to the Kentucky Institution for the Education of the Blind, to be paid to the board of visitors thereof, to enable them to erect heating apparatus, water-closets, &c., in the main edifice of said Institution, according to the original plan of said edifice, approved by the governor of this commonwealth, and by the board of commissioners appointed by the state authorities in the year 1852, to recommend to the governor a plan of a suitable building for said Institution; and the auditor is hereby directed to issue his warrant on the treasury for the aforesaid amount, to be paid out of any money not otherwise appropriated. This act shall take effect from and after its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Abram H. Field,	James M. Mitchell,
Vene P. Armstrong,	Curtis Field, Jr.	Jonathan Newcum,
Elias L. Barbee,	George S. Fleming,	Hugh Newell,
William A. Barton,	Sidney A. Foss,	Joseph Patton,
Robert Bates,	John K. Goodloe,	Remus Payne,
James C. Belshe,	Anderson Gray,	C. D. Pennebaker,
Joseph M. Boarman,	George W. Hamilton,	Newton P. Reid,
William A. Brann,	Wm. H. Hamilton,	Robert Richardson,
Robert Browder,	Wm. O. Hansford,	John I. Roach,
Erasmus O. Brown,	Elisha Hardy,	Sinclair Roberts,
Thomas H. C. Bruce,	W. Lee Harned,	Elijah G. Sebree,
John M. Burns,	Harvey F. Hensley,	Thomas Shanks,
Gabriel S. Caldwell,	Pleasant Hines,	Joseph Shawhan,
James L. Caldwell,	James K. Huey,	Wm. B. Skean,
Braxton W. Chamblin,	John B. Huston,	Isaac Smith,
Isaac N. Clement,	Madison C. Johnson,	Green Sterett,
Leslie Combs,	Milton E. Jones,	William J. Stitt,
Oliver Crawford,	Hiram Kelsey,	Charles P Talbot,
Francis M. Daily,	Alfred Kendall,	Alexander W. Thomas,
Dillard C. Daniel,	William F. Leathers,	Henry Thompson,
Samuel E. DeHaven,	James B. Lyne,	C. W. White,
Thomas M. Dickey,	John G. Lyon,	Joshua T. White,
Henry B. Dobyns,	Willis B. Machen,	Richard P. Whitt,

John Donan, Charles A. Marshall, John C. Wickliffe,
Stephen T. Drane, Allen L. McAfee, T. C. Winfrey,
Charles Eaves, James H. McDaniel, Benj. M. Winston,
John Ellis, John H. McMillan, William Woods—82.
John Ficklin,

In the negative—none.

The amendments proposed by the Senate to a bill from this House, entitled,

An act for the benefit of school district No. 12, in Spencer county,

Were taken up, twice read, and concurred in.

Mr. Huston moved the following resolution, viz:

Resolved by the House of Representatives, That the Speaker of this House be and he is hereby requested to appoint another additional assistant clerk, for the residue of this session, it being rendered necessary by the sickness of the principal and assistant clerk.

Mr. Burns moved to amend, by giving the appointment to the chief clerk.

Which was adopted.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the affirmative.

And then the House adjourned.

SATURDAY, JANUARY 30, 1858.

1. Mr. McCreary presented the petition of sundry citizens of Simpson county, praying an additional county levy, for the purpose of erecting a court house.

2. Mr. Crossland presented the petition of sundry citizens of the town of Columbus, in Hickman county, praying the establishment of a court of common pleas, in Hickman county, at the town of Columbus.

3. Mr. Patton presented the petition of sundry citizens of Greenup county, praying that the place of voting in district No. 7 be changed.

Which were received, the reading dispensed with, and referred—the 1st to the committee on Ways and Means; the 2d to the com-

mittee on the Judiciary; and the 3d to the committee on Privileges and Elections.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By Mr. Wickliffe—

1. A bill for the benefit of Wm. H. Hamilton, late sheriff of Larue county.

By Mr. Roach—

2. A bill to incorporate the Hopkinsville Press Printing company.

By Mr. Eaves—

3. A bill concerning the police judge and town marshal in Greenville.

By Mr. J. T. White—

4. A bill to establish the town of Jacksonport, in McCracken county.

By Mr. Brown—

5. A bill authorizing the county courts of Meade and Breckinridge to change the state road leading from Brandenburg to Hudsonville.

By Mr. Chamblin—

6. A bill creating a police judge and marshal for the town of Burlington.

By Mr. Armstrong—

7. A bill to create the offices of police judge and town marshal, in the town of West Point, Hardin county.

By Mr. Brann—

8. A bill to change the time of holding the quarterly courts in Pendleton county.

By Mr. J. L. Caldwell—

9. A bill to incorporate the Salem Baptist church, in Shelby county.

By Mr. Machen—

10. A bill establishing an additional election precinct in Caldwell county.

By Mr. Crossland—

11. A bill to incorporate the town of Monticello.

By same—

12. A bill to amend the charter of Columbus.

By same—

13. A bill to repeal the charter of Baltimore.

By Mr. McMillan—

14. A bill to change the time of electing police judge of the town of Tompkinsville.

By Mr. Hines—

15. A bill to amend an act, entitled, an act to revive and modify an act, entitled, an act to incorporate the Barren river Navigation and Manufacturing Company.

By the committee on Propositions and Grievances—

16. A bill to reduce into one the several acts relating to the town of Springfield.

By same—

17. A bill to amend the charter of the town of Munfordsville.

By same—

18. A bill to incorporate the Bardstown and Simpson's creek Turnpike road Company.

By same—

19. A bill amendatory of the charter of the town of Cynthiana.

By same—

20. A bill establishing an additional voting place in Lawrence county.

By same—

21. A bill to amend the charter of the town of Greenville.

By same—

22. A bill for the benefit of Dennis Pursell and Henry Spink, of Nelson and Hardin counties.

By same—

23. A bill to incorporate St. Thomas' Seminary, of Nelson county.

By same—

24. A bill to incorporate the Harrodsburg, Duncansville and Chaplintown Turnpike road Company.

By same—

25. A bill establishing the streets and alleys in the town of Caseyville.

By same—

26. A bill changing the county line of Boyle and Garrard counties.

By same—

27. A bill for the benefit of Arthur H. Belt.

By same—

28. A bill to authorize the county court of Washington county to sell Washington county Seminary.

By same—

29. A bill to run and mark the line between the counties of Estill and Owsley.

By same—

30. A bill for the benefit of John Troutman, of Nelson county.

By same—

31. A bill to amend the charter of Bardstown.

By same—

32. A bill to amend an act, entitled, an act to incorporate the city of Henderson.

By same—

33. A bill for the benefit of Charles W. Robinson.

By same—

34. A bill for the benefit of John Rapp and Frank Qurast, of Louisville.

By same—

35. A bill to amend an act to create the office of police judge and marshal, in the town of Shepherdsville.

By same—

36. A bill to amend an act concerning the police judge of the town of Hawesville.

By same—

37. A bill to incorporate the Methodist Episcopal Church South, in the city of Henderson.

By same—

38. A bill to further regulate tolls at the toll-gate in Knox county, on the Cumberland Gap road.

By same—

39. A bill amending an act incorporating the Hustonville and Stanford Turnpike road Company.

By same—

40. A bill to extend the limits and extend the charter of the town of Minerva, in Mason county.

By same—

41. A bill to repeal all laws declaring Robinson's creek a navigable stream.

By same—

42. A bill for the benefit of Mrs. E. J. Elliott, of Rockcastle county.

By same—

43. A bill to extend the limits of the town of Mount Carmel.

By same—

44. A bill for the benefit of James Faulkner.

By same—

45. A bill to incorporate Alma Lodge, No. 322, of Free and Accepted Masons.

By same—

46. A bill to change the county line between the counties of Ballard and Hickman.

By same—

47. A bill to incorporate T. N. Wise Lodge, No. 349, Free and Accepted Masons, in Mason county.

By same—

48. A bill to amend the charter of the town of Harrodsburg.

By same—

49. A bill to provide a police system for Boone county.

By the committee on Privileges and Elections—

50. A bill creating additional justices' district and voting precinct in Meade county.

By same—

51. A bill changing and regulating the voting precincts in Clarke county.

By same—

52. A bill creating an additional voting place in district No. 3, in Todd county.

By same—

53. A bill establishing an additional voting place and justices' district in Wayne county.

By same—

54. A bill to change the place of voting in the Mount Eden district in Spencer county.

By same—

55. A bill to change the place of voting in precinct No. 5, in Nelson county.

By same—

56. A bill establishing an additional voting precinct and justices' district in Morgan county.

By same—

57. A bill for the benefit of John Daily, of Breckinridge county.

By same—

58. A bill changing the name of the town of Graæfenburg, in Shelby county, to that of Hardinsville.

By same—

59. A bill to make an additional voting precinct in Jefferson county.

By the committee on Claims—

60. A bill for the benefit of Alexander C. Lindsey.

By same—

61. A bill for the benefit of Geo. M. Hampton, of Morgan county.

By same—

62. A bill for the benefit of Tho. B. Keeton, of Morgan county.

By same—

63. A bill for the benefit of J. B. Harper, of Louisville.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22d, 23d, 24th, 25th, 26th, 27th, 28th, 29th, 30th, 31st, 33d, 34th, 35th, 36th, 37th, 38th, 39th, 40th, 41st, 42d, 43d, 44th, 45th, 46th, 47th, 48th, 49th, 50th, 51st, 52d, 53d, 54th, 55th, 56th, 57th, 58th, 59th, 60th, 61st, 62d and 63d bills having been dispensed with, they were severally ordered to be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22d, 23d, 24th, 25th, 26th, 27th, 28th, 30th, 31st, 33d, 34th, 35th, 36th, 37th, 38th, 39th, 40th, 41st, 42d, 43d, 44th, 45th, 46th, 47th, 48th, 49th, 50th, 51st, 52d, 53d, 54th, 55th, 56th, 57th, 58th, 59th, 60th, 61st, 62d and 63d bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Reid read and laid upon the table the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That on Thursday next, February 4th, an election shall be held for a keeper of the penitentiary.

The rule of the House requiring joint resolutions to lie one day on the table, having been dispensed with,

Resolved, That said resolution be adopted.

A message was received from the Governor, announcing that he had approved and signed sundry enrolled bills which originated in this House, of the following titles, viz:

An act to incorporate the Star Fire Company, of Frankfort.

An act to incorporate the Pleasant Hill and Jessamine Turnpike Road Company.

An act for the benefit of Thomas Linley, of Livingston county.

An act to change the law in relation to the tolls on the Kentucky river improvements, approved March 10, 1856.

An act to incorporate the Raywick Turnpike road Company.

An act to incorporate the Highland Coal Company.

An act to incorporate the Kentucky Mosely Iron Bridge Erecting Company.

An act to change the voting place in district No. 4, in Bullitt county.

An act to establish an additional voting place in Knox county.

An act to incorporate the Madison Female School.

An act to incorporate the Bardstown and Chaplintown Turnpike Road Company.

An act changing the time of holding the October term of the Warren quarterly court.

An act for the benefit of Samuel Thomas, of Monroe county.

An act to incorporate the Alexandria Turnpike road Company, of Campbell county.

An act to amend the act chartering sundry turnpike road companies in Madison county.

An act to change the voting place in district No. 4, in Larue county.

An act to extend the terms of the Morgan circuit court.

An act to amend the charter of the German Insurance Company, of the city of Louisville.

An act to incorporate the Methodist Church at Clinton, in Hickman county.

An act to incorporate the Maxville, Thompsonville, and Springfield Turnpike road Company.

An act to incorporate the Bardstown and Bloomfield Turnpike Road Company.

An act to change magistrates' district, No. 2, in Washington county.

An act to amend the charter of the People's Insurance Company.

An act for the benefit of R. P. Fox and Galen White, of Madison county.

An act for the benefit of John J. Miller, of Boone county.

An act for the benefit of the county clerk of Morgan county.

An act authorizing the county court of Estill county to levy an additional *ad valorem* tax on the property in said county.

An act to amend an act to incorporate the North Middletown and Levy Turnpike road Company.

An act for the benefit of the sheriff of Marion county.

An act to incorporate the Lebanon and Raywick Turnpike road Company.

An act to incorporate the Maxville and Pleasant Run Turnpike road Company.

An act to incorporate the Preacher's Aid Society of the Louisville Conference of the Methodist Episcopal Church South.

The principal clerk, in accordance with the resolution of yesterday, appointed Mr J. H. Johnson as assistant clerk.

Mr. Wickliffe, from the committee on Propositions and Grievances, to whom was referred the petition of sundry citizens of Carter county, asked to be discharged from the further consideration thereof.

Which was granted.

Ordered, That said petition be referred to the committee on the Revised Statutes.

A message was received from the Senate, announcing their disagreement to bills from this House of the following titles, viz :

An act to repeal an act, entitled, an act requiring turnpike, toll-bridge and plank-road companies to declare semi-annual dividends, and to amend the Revised Statutes, title "revenue and taxation."

An act to amend an act, entitled, an act for the benefit of mechanics of the towns of Hickman and Frankfort.

That they had passed bills from this House of the following titles, viz :

An act to authorize the appointment of commissioners of a sinking fund, and to provide for the payment of the public debt of Fayette county.

An act to incorporate the Montgomery Library Association.

An act to prevent the sale of liquors, &c., to cadets of Kentucky Military Institute.

An act to incorporate Col. Clay Lodge, No. 159, of Free and Accepted Masons.

An act for the benefit of the town of Waynesburg.

An act to establish a Sinking Fund for the city of Lexington.

With amendments to the last named bill.

That they had passed bills of the following titles, viz :

An act to prevent the loss of the public books.

An act authorizing the county judge of Ohio county to submit to the qualified voters of said county the propriety of voting a tax for road purposes.

An act providing for the signing of the orders of the circuit courts of this commonwealth which remain unsigned.

An act to amend the law of costs.

An act amending the charter of the city of Maysville.

An act to increase the compensation of processioners of lands.

An act to amend the 3d section, 2d article, 32d chapter of the Revised Statutes.

An act to amend article 2, chapter 99, of the Revised Statutes.

An act to amend section 846 of the Civil Code of Practice.

A message was received from the Senate, asking leave to withdraw their report announcing their disagreement to a bill from this House, entitled,

An act to repeal an act, entitled, an act requiring turnpike, toll-bridge and plank-road companies to declare semi-annual dividends, and to amend the Revised Statutes, title "revenue and taxation."

And the passage of a bill which originated in this House, of the following title, viz:

An act in relation to school districts Nos. 3 and 21, in Campbell county.

Which was granted, and the said bills were withdrawn.

The committee on Propositions and Grievances, who were appointed to prepare and bring in the same, reported

A bill establishing the county of Grundy.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That said bill be made the special order of the day for Tuesday next, at 11 o'clock, A. M.

The committee on Privileges and Elections, to whom was referred bills from the Senate of the following titles, viz:

An act to change the place of voting in the Meadow Creek district, in Whitley county.

An act to change the place of voting in the Hendronsville precinct, in Henry county.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Claims, who were appointed to prepare and bring in the same, reported

A bill for the benefit of Sanford Goins.

Which reads as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That one hundred and thirty dollars and seventy cents be allowed Sanford Goins, for furnishing ammunition, &c., and firing a national salute on the 8th January and 22d February, 1857; and the auditor is

hereby directed to draw his warrant on the treasury for the said one hundred and thirty dollars and seventy cents, in favor of the said Goins.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and readings of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Abram H. Field,	Hugh Newell,
William T. Anthony,	Curtis Field, Jr.	William B. Parker,
Vene P. Armstrong,	George S. Fleming,	Joseph Patton,
Elias L. Barbee,	Sidney A. Foss,	Remus Payne,
William A. Barton,	John K. Goodloe,	William P. Payne,
James C. Belshe,	George W. Hamilton,	C. D. Pennebaker,
Joseph M. Boarman,	Wm. O. Hansford,	H. K. Rachford,
William A. Brann,	Elisha Hardy,	Newton P. Reid,
Robert Browder,	W. Lee Harned,	Robert Richardson,
Thomas H. C. Bruce,	Harvey F. Hensley,	John I. Roach,
John M. Burns,	Pleasant Hines,	William E. Russell,
James L. Caldwell,	James K. Huey,	Elijah G. Sebree,
Braxton W. Chamblin,	John B. Huston,	Joseph Shawhan,
Isaac N. Clement,	Milton E. Jones,	Wm. B. Skean,
Leslie Combs,	Hiram Kelsey,	Isaac Smith,
Oliver Crawford,	William F. Leathers,	Green Sterett,
Edward Crossland,	Thomas N. Lindsey,	William J. Stitt,
Dillard C. Daniel,	James B. Lyne,	Alexander W. Thomas,
Samuel E. DeHaven,	Willis B. Machen,	Henry Thompson,
Thomas M. Dickey,	Charles A. Marshall,	C. W. White,
Henry B. Dobyns,	Allen L. McAfee,	Richard P. Whitt,
John Donan,	J. C. McCreary,	John C. Wickliffe,
Stephen T. Drane,	James H. McDaniel,	T. C. Winfrey,
Charles Eaves,	John H. McMillan,	William Woods,
John Ellis,	James M. Mitchell,	John H. Woosley—77.
John Ficklin,	Jonathan Newcum,	

Those who voted in the negative, were

James W. Davis,	Alfred Kendall,	B. C. Trapnall—5.
Madison C. Johnson,	Charles P. Talbot,	

Resolved, That the title thereof be as aforesaid.

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to change the time of holding the quarterly courts of Clarke county.

An act to equalize the county levy in Henry county.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

At 1 o'clock, P. M., Mr Newell moved an adjournment.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Combs and Johnson, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ellis,	William B. Parker,
Elias L. Barbee,	John Ficklin,	Remus Payne,
James C. Belshe,	Abram H. Field,	William P. Payne,
Joseph M. Boarman,	John K. Goodloe,	C. D. Pennebaker,
William A. Brann,	Elisha Hardy,	Robert Richardson,
Thomas H. C. Bruce,	Wilford Lee Harned,	John I. Roach,
John M. Burns,	John B. Huston,	E. G. Sebree,
James L. Caldwell,	Hiram Kelsey,	Isaac Smith,
Braxton W. Chamblin,	William F. Leathers,	Green Sterett,
Isaac N. Clement,	Thos. N. Lindsey,	William J. Stitt,
Oliver Crawford,	James B. Lyne,	Henry Thompson,
Edward Crossland,	Willis B. Machen,	C. W. White,
S. E. DeHaven,	Charles A. Marshall,	Richard P. Whitt,
Thomas M. Dickey,	Jonathan Newcum,	John C. Wickliffe,
John Donan,	Hugh Newell,	William Woods—45.

Those who voted in the negative, were

William T. Anthony,	George S. Fleming,	James M. Mitchell,
V. P. Armstrong,	Sidney A. Foss,	Joseph Patton,
William A. Barton,	George W. Hamilton,	H. K. Rachford,
Robert Bates,	Wm. H. Hamilton,	Newton P. Reid,
Robert Browder,	Wm. O. Hansford,	William E. Russell,
Leslie Combs,	Pleasant Hines,	Joseph Shawhan,
Dillard C. Daniel,	James K. Huey,	William B. Skean,
James W. Davis,	James S. Jackson,	Charles P. Talbot,
Henry B. Dobyns,	Madison C. Johnson,	Alexander W. Thomas,
Stephen T. Drane,	Milton E. Jones,	Benjamin C. Trapnall,
Blanton Duncan,	Allen L. McAfee,	T. C. Winfrey,
Charles Eaves,	James H. McDaniel,	John H. Woosley—38.
Curtis Field, Jr.,	John H. McMillan,	

MONDAY, FEBRUARY 1, 1858.

1. Mr. Crossland presented the petition of sundry citizens and voters of the town of Columbus, praying the passage of a charter for said town.

2. Mr. Reid presented the petition of sundry citizens of Morgan county, praying an additional voting precinct in said county.

3. Mr. Machen presented the petition of sundry citizens of Eddyville, praying an enlargement of the boundary line of said town.

4. Mr. Chamblin presented a petition, praying the passage of a law to legalize dissections in this state.

5. Mr. Eaves presented the petition of sundry citizens of the town of Livermore, in McLean county, praying an extension of the limits of said town, &c.

6. Mr. Huey presented the petition of John English, praying for a change in the state road leading from Hopkinsville, by way of Benton, to Paducah, Kentucky.

Which were received, the reading dispensed with, and referred—the 1st to the committee on County Courts; the 2d to the committee on Privileges and Elections; the 3d to the committee on the Judiciary; the 5th to Messrs. Chamblin, Brown and C. P. Talbot, and the 6th to the committee on Internal Improvement.

Mr. McAFEE, from the Committee on Banks, made the following report:

The Committee on Banks ask leave to submit the following report:

According to a statement made by the Banks of this Commonwealth, the People's Bank excepted, which has but recently gone into operation, the following is a consolidated statement, showing their present condition, and the past policy of the Banks—the statement is as follows:

Consolidated Statement of the Banks in Kentucky, 31st December, 1857.

MEANS.

BANKS.	Notes discount'd.	Bills of Exchange	Suspended debt.	State and corporation bonds and R. R. scrip and interest on bonds.	Bonds and mortgages.	Estimated value of assets Schuylkill Bank.	Real Estate for banking houses and debt.
Bank Kentucky and branches,	$2,052,015 42	$4,193,865 01	$103,287 97	$123,492 20	–	$151,360 37	$149,097 22
Farmers Bank and branches,	943,615 33	1,705,035 15	91,062 56	–	–	–	99,142 60
Northern Bank and branches,	1,066,566 63	2,681,508 42	46,337 05	13,264 70	–	–	83,223 81
Southern Bank and branches,	430,489 88	1,296,413 20	186,470 53	600,000 00	–	–	54,018 62
Bank of Ashland and branches,	196,944 09	176,929 65	2,172 19	–	$28,697 66	–	4,500 27
Bank Louisville and branches,	343,622 39	1,364,701 12	24,350 85	4,324 99	–	–	66,998 67
Commercial B'k and branches,	221,785 32	782,285 32	33,505 56	–	–	–	45,295 12
	5,255,039 06	12,200,737 87	487,186 71	741,081 89	28,697 66	151,360 37	502,276 31

MEANS—Continued.

BANKS.	Due from other banks other than Eastern.	Due from Eastern Banks.	Protest and cost account.	Notes of other Banks.	Gold and silver.	Total.
Bank Kentucky and branches, - -	$1,403,660 45	$475,626 77	–	$224,101 00	$871,785 49	$9,748,291 90
Farmers Bank and branches, - - -	107,659 91	no separate rep't.	–	69,107 00	799,160 83	3,814,783 38
Northern Bank and branches, - - -	856,638 92	132,296 84	–	126,639 00	747,765 98	5,754,241 35
Southern Bank and branches, - -	645,160 73	312,161 68	$597 26	109,572 00	842,239 00	4,477,122 90
Bank of Ashland and branches, - -	7,561 98	11,907 46	49 64	32,629 00	120,894 93	582,286 87
Bank of Louisville and branches, - -	451,124 85	no separate rep't.	2,941 89	107,968 00	349,331 08	2,715,363 84
Commercial Bank and branches, -	36,260 74	24,120 92	149 81	32,838 00	257,990 18	1,434,230 97
	3,508,067 58	906,113 67	3,738 60	702,854 00	3,989,167 49	28,526,321 21

Consolidated Statement of the Banks in Kentucky, 31st December, 1857.

LIABILITIES.

BANKS.	Capital Stock.	Circulation.	Due Depositors.	Due to Banks.	Dividends Uncalled for.
Bank of Kentucky and Branches,	$3,700,000	$2,340,312	$768,418 95	$1,480,469 05	$7,731 86
Farmers Bank and Branches,	1,406,400	1,653,869	257,636 38	29,272 51	2,512 40
Northern Bank and Branches,	2,250,000	1,369,372	697,182 96	814,984 16	9,471 79
Southern Bank and Branches,	1,500,000	1,668,179	218,867 21	595,103 56	5,021 75
Bank of Ashland and Branches,	241,270	253,880	50,225 75	11,497 30	–
Bank of Louisville and Branches,	1,080,000	951,573	242,020 63	215,569 42	1,842 00
Commercial Bank and Branches,	500,000	647,040	90,505 95	48,258 14	1,189 07
	10,677,670	8,884,225	2,324,857 83	3,195,154 14	27,768 87

LIABILITIES—Continued.

BANKS.	Dividends Jan'ry, 1858.	Contingent Fund and Surplus Profits.	Due to the Treasurer of Kentucky.	Exchange and Fund to pay State Tax.	Total.
Bank of Kentucky and Branches,	$185,000	$841,219 40	$425,140 64	–	$9,748,291 90
Farmers Bank and Branches,	70,320	394,773 09	–	–	3,814,783 38
Northern Bank and Branches,	112,500	454,480 44	–	$46,250 00	5,754,241 35
Southern Bank and Branches,	75,000	414,951 38	–	–	4,477,122 90
Bank of Ashland and Branches,	–	25,413 82	–	–	582,286 87
Bank of Louisville and Branches,	54,000	170,358 79	–	–	2,715,363 84
Commercial Bank and Branches,	25,000	122,237 81	–	–	1,434,230 97
	521,820	2,423,434 73	425,140 64	46,250 00	28,526,321 21

By this statement, it will be seen that the aggregate note discount list, amounts to $5,255,039 66, whilst the aggregate of bills of exchange amounts to $12,200,737 87, leaving a balance in favor of exchange, of $6,945,698 21. By the same view, it is shown, that the entire circulation of all the Banks, amounts to $8,884,225; and the entire capital stock of the Banks in Kentucky, is $10,677,670, which leaves in favor of the exchange list over the capital stock, $1,523,067 87, and in favor of exchange over the entire circulation, $3,316,512 87. This estimate applies to all the Banks, except the Bank of Ashland, whose exchange and discount list is made to correspond, by the provisions of a restricted charter. By the statement it is also shown, that the resources of the Banks amount to the sum of $28,526,321 21—and their entire liabilities to $26,102,886 48—leaves the profits, over all liabilities, at $2,423,434 73. From this might be deducted a suspended debt, amounting to $487,186 71. Your committee would respectfully state, that in the vast excess of the bill business over accommodation discounts, there is apparently a greater solicitude manifested for profits, than is consistent with the general interest of the country, and the objects of their creation thus far departed from; and whilst they would by no means seek to trammel those institutions with useless restrictions, a just regard to the propriety of the State seems to indicate the necessity of some more clearly defined limits, within which accommodation and speculation discounts shall range. With such restrictions, your committee are not prepared to say that a limited number of Banks may not conduce to the general interest of the State, especially whilst our sister states retain and exercise that policy. Our Banks are but the creatures of the people, made by their representatives for mutual benefits, and we need scarcely say, that their respective interests are so blended, that it requires a mutual dependence, the one upon the other, to make the results advantageous to both. It is a source of regret, that our Banks have pursued the policy of dealing in bills of exchange to such an alarming extent, as to appear to be a subversion of the privileges conferred upon them by their charters, and we believe that a persistance in the policy will lead to a disappointment of the just expectations of the people. Your committee cannot see the necessity for action in reference to any of the existing Banks at this session of the Legislature, without forestalling the action of future Legislatures, whose duty it will be to consider the subject of the extension of the charters of the three Banks, (viz: the Bank of Kentucky, Bank of Louisville, and Northern Bank,) whose charters expire in 1863, 1864 and 1865. We would say, that the favorable consideration of the subject should depend upon the future conduct of the Banks, and the exigencies of the country.

A. L. McAFEE,
Chairman of House Committee on Banks.

Ordered, That said report be made the special order for Wednesday next, at 10 o'clock, A. M.

The committee on Circuit Courts, to whom was referred

A bill to regulate the time of holding courts in the 8th judicial district,

Reported the same without amendment.

The said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Ordered, That Mr. Dobyns be added to the committee on Enrollments.

Mr. Burns, from the committee on Enrollments, reported that the committee had examined an enrolled bill which originated in this House, of the following title, viz:

An act concerning the Penitentiary.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Burns inform the Senate thereof.

The committee on Propositions and Grievances, who were appointed to prepare and bring in the same, reported

A bill to amend the 7th chapter of the Revised Statutes, title boats and navigation.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

And so the said bill was rejected.

A message was received from the Senate, announcing that they had passed bills from this House, of the following titles, viz:

An act to amend an act to increase the powers of the trustees of the town of Eddyville.

An act making Lucinda Anderson the lawful heir of Parker Williamson.

An to incorporate Dunavan Lodge, No. 282, Free and Accepted Masons.

An act in relation to school districts, Nos. 3 and 21, in Campbell county.

An act to incorporate the old Frankfort Turnpike road Company.

With amendments to the two last named bills.

That they had passed bills of the following titles, viz:

An act to provide for holding additional circuit courts in Covington.

An act to amend the acts concerning the town of Lebanon.

An act for the benefit of Lewis White, late of Owen county.

An act for the benefit of the circuit judge and attorney for the commonwealth for the 10th judicial district.

An act to incorporate the town of Stamping Ground, in Scott county.

An act to provide for holding county courts in Covington.

An act for the benefit of Judith E. Bush.

An act to extend the corporte limits of the city of Hickman.

At act permitting the sale of real estate at the door of the court house in the city of Newport.

An act to incorporate the German Workman's Benevolent Association, of Covington.

An act to amend the charter of the Covington and Cincinnati Bridge Company.

An act regulating the sale of partnership property, taken in execution for the separate debt of one of the partners.

An act to amend the charter of the city of Hickman, in Fulton county.

An act to incorporate the Russellville and Logan county Agricultural and Mechanical Association.

An act to amend and reduce into one the several acts in relation to the town of Russellville.

And that they had received official information from the Governor that he had approved and signed an enrolled bill, which originated in the Senate, of the following title, viz:

An act to incorporate the Campbell County Agricultural Society.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed an enrolled bill which originated in this House, of the following title, viz:

An act concerning the Penitentiary.

The committee on the Revised Statutes reported

A bill to amend section 1, article 17, chapter 28, Revised Statutes, title crimes and punishments.

Which was read the first time, and ordered to be read a second time.

Ordered, That the Public Printer forthwith print 150 copies of said bill, for the use of the members of the General Assembly.

The committee on Propositions and Grievances reported

A bill to amend an act to establish a uniform weight of coal.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Lindsey moved a substitute for said bill.

Said bill reads as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That an act, entitled, an act to establish a uniform weight of coal, approved March 8th, 1856, be and the same is hereby repealed.

The substitute reads as follows, viz:

Strike out all after enacting clause and insert: That the weight of stone coal sold in this commonwealth shall hereafter be 76 pounds, or 2,688 cubic inches to the bushel, for all coals except Wheeling and Kentucky river coals; Wheeling coal shall be 84 pounds and Kentucky river 78 pounds to the bushel.

Mr. McMillan moved to lay said bill and substitute on the table, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Hensley and Burns, were as follows, viz:

Those who voted in the affirmative, were

James H. McDaniel, John K. Wilson, T. C. Winfrey—4.
C. W. White,

Those who voted in the negative, were

Mr. Speaker, (White,)	S. A. Foss,	William B. Parker,
Elias L. Barbee,	John K. Goodloe,	Joseph Patton,
William A. Barton,	Wm. H. Hamilton,	William P. Payne,
Robert Bates,	Wm. O. Hansford,	C. D. Pennebaker,
James C. Belshe,	Elisha Hardy,	H. K. Rachford,
Joseph M. Boarman,	Harvey F. Hensley,	Newton P. Reid,
William A. Brann,	Pleasant Hines,	Robert Richardson,
Robert Browder,	James K. Huey,	John I. Roach,
Thomas H. C. Bruce,	James S. Jackson,	William E. Russell,
John M. Burns,	George M. Jessee,	Elijah G. Sebree,
James L. Caldwell,	Madison C. Johnson,	Thomas Shanks,
Braxton W. Chamblin,	Milton E. Jones,	Joseph Shawhan,
Leslie Combs,	Hiram Kelsey,	Wm. B. Skean,
Oliver Crawford,	William F. Leathers,	Isaac Smith,
Edward Crossland,	Thomas N. Lindsey,	Green Sterett,
Dillard C. Daniel,	John G. Lyon,	William J. Stitt,
James W. Davis,	Willis B. Machen,	Ambrose H. Talbott,
Samuel E. DeHaven,	Charles A. Marshall,	Charles P. Talbot,
Stephen T. Drane,	Allen L. McAfee,	Alex. W. Thomas,
Blanton Duncan,	John C. McCreary,	Henry Thompson,
Charles Eaves,	John H. McMillan,	Richard P. Whitt,
John Ellis,	J. M. Mitchell,	John C. Wickliffe,

John Ficklin, Jonathan Newcum, Benjamin M. Winston,
Abram H. Field, Hugh Newell, William Woods—73.
Curtis Field, Jr.,

The said substitute was then adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The committee on Claims reported

A bill to pay Thomas S. Theobald, former keeper of the Kentucky penitentiary, the amount due him by the commonwealth.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

Mr. Brown moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The main question was then put, shall the bill pass? and it was decided in the affirmative.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) John K. Goodloe, Joseph Patton,
Vene P. Armstrong, George W. Hamilton, C. D. Pennebaker,
William A. Barton, Wm. O. Hansford, H. K. Rachford,
James C. Belshe, Wilford Lee Harned, Newton P. Reid,
Joseph M. Boarman, Harvey F. Hensley, Robert Richardson,
Robert Browder, Pleasant Hines, William E. Russell,
Erasmus O. Brown, John B. Huston, Thomas Shanks,
Thomas H. C. Bruce, James S. Jackson, Joseph Shawhan,
James L. Caldwell, George M. Jessee, William J. Stitt,
Braxton W. Chamblin, Madison C. Johnson, Ambrose H. Talbott,
Leslie Combs, Hiram Kelsey, Charles P. Talbot,
Edward Crossland, William F. Leathers, Alex. W. Thomas,
Dillard C. Daniel, James B. Lyne, Benjamin C. Trapnall,
Henry B. Dobyns, John G. Lyon, C. W. White,
Stephen T. Drane, Willis B. Machen, John C. Wickliffe,
Blanton Duncan, C. A. Marshall, John K. Wilson,
John Ellis, James H. McDaniel, T. C. Winfrey,

Abram H. Field, James M. Mitchell, Benjamin M. Winston,
George S. Fleming, Hugh Newell, William Woods—58.
Sidney A. Foss,

Those who voted in the negative, were

William T. Anthony, Anderson Gray, William P. Payne,
Elias L. Barbee, Wm. H. Hamilton, John I. Roach,
Robert Bates, Elisha Hardy, Sinclair Roberts,
William A. Brann, James K. Huey, William B. Skean,
John M. Burns, Milton E. Jones, Isaac Smith,
Isaac N. Clement, Allen L. McAfee, Green Sterett,
Oliver Crawford, John C. McCreary, Henry Thompson,
James W. Davis, John H. McMillan, Joshua T. White,
Samuel E. DeHaven, Jonathan Newcum, Richard P. Whitt,
Charles Eaves, William B. Parker. John H. Woosley—31.
John Ficklin,

Resolved, That the title thereof be as aforesaid.

The same committee, to whom was referred a bill from the Senate, entitled,

An act for the benefit of J. D. Mannen and J. R. Gordon,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required on the passage thereof, by the constitution, were as follows.

Those who voted in the affirmative, were

Mr. Speaker, (White,) J. K. Goodloe, Joseph Patton,
Vene P. Armstrong, Anderson Gray, William P. Payne,
E. L. Barbee, George W. Hamilton, C. D. Pennebaker,
Wm. A. Barton, Wm. H. Hamilton, H. K. Rachford,
Robert Bates, Wm. O. Hansford, Newton P. Reid,
James C. Belshe, Elisha Hardy, Robert Richardson,
Robert Browder, H. F. Hensley, John I. Roach,
T. H. C. Bruce, Pleasant Hines, E. G. Sebree,
J. L. Caldwell, J. K. Huey, Thomas Shanks,
B. W. Chamblin, J. B. Huston, Joseph Shawhan,
Leslie Combs, James S. Jackson, Wm. B. Skean,
Oliver Crawford, George M. Jessee, Isaac Smith,
Edward Crossland, M. C. Johnson, Green Sterett,
D. C. Daniel, Milton E. Jones, W. J. Stitt,
James W. Davis, Hiram Kelsey, A. H. Talbott,
Samuel E. DeHaven, W. F. Leathers, A. W. Thomas,
Henry B. Dobyns, John G. Lyon, Henry Thompson,
S. T. Drane, W. B. Machen, C. W. White,

Blanton Duncan, Charles Eaves, John Ellis, John Ficklin, A. H. Field, C. Field, jr., G. S. Fleming, Sidney A. Foss, Charles A. Marshall, Allen L. McAfee, John C. McCreary, J. H. McDaniel, James M. Mitchell, Jonathan Newcum, Hugh Newell, Joshua T. White, Richard P. Whitt, J. C. Wickliffe, J. K. Wilson, T. C. Winfrey, B. M. Winston, Wm. Woods—76.

Those who voted in the negative, were

John M. Burns, J. H. McMillan, Wm. B. Parker. Wm. E. Russell—4.

Resolved, That the title thereof be as aforesaid.

The same committee, to whom was referred a bill from the Senate, entitled,

An act for the benefit of Wright Ray and others,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz :

Those who voted in the affirmative, were

Mr. Speaker, (White,) William T. Anthony, Vene P. Armstrong, Elias L. Barbee, William A. Barton, Robert Bates, Joseph M. Boarman, William A. Brann, Robert Browder, Erasmus O. Brown, Thomas H. C. Bruce, Braxton W. Chamblin, Isaac N. Clement, Leslie Combs, Oliver Crawford, Samuel E. DeHaven, Henry B. Dobyns, Stephen T. Drane, Blanton Duncan, Charles Eaves, John Ellis, Anderson Gray, George W. Hamilton, Wm. H. Hamilton, Wm. O. Hansford, Elisha Hardy, W. Lee Harned, Harvey F. Hensley, James K. Huey, John B. Huston, James S. Jackson, Madison C. Johnson, Milton E. Jones, Hiram Kelsey, William F. Leathers, James B. Lyne, John G. Lyon Willis B. Machen, Charles A. Marshall, Allen L. McAfee, J. C. McCreary, James H. McDaniel, William P. Payne, C. D. Pennebaker, H. K. Rachford, Newton P. Reid, John I. Roach, Sinclair Roberts, William E. Russell, Elijah G. Sebree, Thomas Shanks, Joseph Shawhan, Wm. B. Skean, Green Sterett, William J. Stitt, Alexander W. Thomas, Henry Thompson, B. C. Trapnall, C. W. White, Joshua T. White, Richard P. Whitt, John C. Wickliffe, John K. Wilson,

John Ficklin, John H. McMillan, T. C. Winfrey,
Abram H. Field, James M. Mitchell, Ben. M. Winston,
Curtis Field, Jr. Jonathan Newcum, William Woods,
George S. Fleming, William B. Parker, John H. Woosley—77.
John K. Goodloe, Joseph Patton,

In the negative—none.

Resolved, That the title thereof be as aforesaid.

The same committee, to whom was referred a bill from the Senate, entitled,

An act for the benefit of the personal representatives of W. B. A. Baker, deceased,

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, as amended, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

A bill providing for the jury sytem for the Louisville city court.

A bill in relation to fees for taking depositions.

A bill to extend the charter for the Bank of the Commonwealth of Kentucky, and of the old Bank of Kentucky.

A bill to amend section 2, article 3, of chapter 58, of the Revised Statutes.

By the committee on Propositions and Grievances—

A bill to repeal an act incorporating the Cypress Pond Draining Company, approved February 13, 1856.

By the committee on Claims—

A bill to refund to Mason Gullett, of Morgan county, the amount of taxes on tavern license improperly collected of him.

By same—

A bill for the benefit of Elbert Cook, of Livingston county.

By same—

A bill to refund to Wm. Ward, of Morgan county, the amount of tax on tavern license improperly collected of him.

By same—

A bill for the benefit of Julian Nail.

By same—

A bill refunding to R. Quisenbury the amount of tax overpaid by him in 2857.

By same—

A bill refunding to R. E. Bush, former sheriff of Clarke county, the amount of tax overpaid by him in 1856.

By same—

A bill compensating Wm. Strowbridge for services rendered to the state of Kentucky.

By the committee on the Judiciary—

A bill enlarging the boundary of the town of Cadiz, in Trigg county.

By same—

A bill to charter the Masonic Publication Association.

By same—

A bill to legitimatize Robert N. Leach.

By same—

A bill to incorporate Superior Council of Improved Order of Red Men.

By same—

A bill for the benefit of D. A. Weaver's sureties, late sheriff of Bracken county.

By same—

A bill to amend an act, entitled, an act to charter the city of Louisville.

By same—

A bill for the benefit of Merritt S. O'Neal, of Woodford county.

By same—

A bill authorizing the sale of parts of certain streets in the town of Eddyville.

By same—

A bill to repeal an act, entitled, an act to prohibit fishing in the north fork of Licking river, in Bracken county.

By same—

A bill to charge the inhabitants of the city of Frankfort with the payment of county levy, &c.

By same—

A bill for the benefit of Jane and Henry, free persons of color, of Letcher county.

By same—

A bill to repeal an act, entitled, an act to incorporate the town of Williamsburg, in Whitley county.

By same—

A bill to repeal an act prohibiting the sale of spitituous liquors in Pulaski county.

By same—

A bill to amend the charter of Salvisa, in Mercer county.

By same—

A bill to charter McAfee Lodge, No. 229, Free and Accepted Masons, of Cornishville, Mercer county.

By same—

A bill to incorporate the New Liberty Branch Turnpike road Company.

By same—

A bill to empower the trustees of the Baptist church, at Dallasburg, in Owen county, to sell and convey land belonging to said church.

By same—

A bill to amend the act incorporating the Louisville and Newport Railroad Company.

By same—

A bill to incorporate Allensville Lodge, No. 182, Free and Accepted Masons.

By same—

A bill to authorize the citizens of Eminence to elect a town marshal.

By same—

A bill reviving the law licensing ten pin alleys in Trimble county.

By same—

A bill to authorize the Methodist church in Frankfort to sell a lot.

By same—

A bill to incorporate the Greenville Cemetery Association.

By same—

A bill defining certain powers of the trustees of the town of Winchester.

By same—

A bill for the benefit of R. N. Winn and the Lexington and Big Sandy Railroad Company.

By same—

A bill for the benefit of the Christian church of Winchester.

By same—

A bill to incorporate McPhelah Cemetery, at Winchester

By same—

A bill to incorporate the Crab Orchard Springs Company.

By same—

A bill to incorporate the Rock Spring Coal Company.

By same—

A bill to incorporate Attalia Lodge, No. 94, of Independent Order of Odd Fellows.

By same—

A bill to amend the charter of the town of Foster.

By same—

A bill concerning the salaries of public officers.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The same committee, to whom was referred bills from the Senate of the following titles, viz:

An act to incorporate De Kalb Lodge, No. 12, Independent Order of Odd Fellows.

An act to incorporate Murray Lodge, No. 105, of Free and Accepted Masons.

An act to amend an act, entitled, an act to incorporate the town of Ashland.

An act to amend the charter of the city of Newport.

An act for the benefit of Eleanor G. Vance.

An act to incorporate the Louisville Marine Insurance Company.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

The question was then taken on the passage of said bills, and it was decided in the affirmative.

Resolved, That the titles thereof be as aforesaid.

The same committee, to whom was referred a bill from the Senate, entitled,

An act to amend the charter of the Ashland Fire, Marine and Life Insurance Company.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, as amended, and it was decided in the affirmative.

Resolved, That the title thereof be as aforesaid.

The same committee, to whom was referred bills which originated in this House of the following titles, viz:

A bill to amend the charter of the town of Falmouth.

A bill to incorporate the Southern Kentucky Farmer's Insurance Company.

Reported the same without amendment.

Ordered, That said bills be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The same committee, to whom was referred a bill from the Senate, entitled,

An act to amend the charter of the Louisville and Nashville Railroad Company,

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, as amended, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The same committee, to whom was referred the petition of sundry citizens of Harrison county, praying the passage of a law to increase the jurisdiction of justices of the peace in Harrison county to $100.

Also, the petition of sundry citizens of the city of Newport, in Campbell county, praying the establishment of an additional ferry across the Ohio river at said city.

Were discharged from the further consideration of the same.

The committee on Propositions and Grievances, to whom was referred the petitron of sundry citizens of Graves county, praying the addition of Symonia precinct, in said county, to Marshall county.

Also, the petition of sundry citizens, praying the formation of a new county out of parts of Nicholas, Fleming and Bracken counties.

Also, the petition of sundry citizens of Lawrence and Floyd counties, praying a change of the county line between said counties.

Also, the petitions of sundry citizens of Boone and Kenton counties, praying to have a toll-gate removed back to its former place.

Also, the petition of sundry citizens of Nelson county, praying the establishment of the new county of Buchanan.

Also, the petition of sundry persons living in adjoining counties, praying to be added to the new county of Jackson.

Also, the petition of sundry citizens of the counties of Floyd, Morgan and Johnson, praying the erection of a new county out of parts of said counties.

Were discharged from the further consideration of the same.

And then the House adjourned.

TUESDAY, FEBRUARY 2, 1858.

1. Mr. A. H. Talbott presented the petition of J. C. Yeager and sundry citizens of Trimble county, praying an appropriation to said Yeager for money expended by him in recapturing a slave.

2. Mr. Brown presented the claim of D. F. Shean, praying compensation for conveying a lunatic to the Asylum.

Which were received, the reading dispensed with, and referred to the committee on Claims.

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in this House, of the following titles, viz:

An act to amend the charter of the Eminence High School.

An act for the benefit of school district No. 12, in Spencer county.

An act establishing the county of Jackson.

An act to incorporate Col. Clay Lodge, No. 159, of Free and Accepted Masons.

An act for the benefit of the town of Waynesburg.

An act to prevent the sale of liquors, &c., to cadets of Kentucky Military Institute.

An act to incorporate the Bourbon Academy.

An act to authorize the appointment of commissioners of a sinking fund, and to provide for the payment of the public debt of Fayette county.

An act to incorporate the Montgomery Library Association.

An act remunerating W. L. Sutton and others.

An act to amend the charter of the North Middletown, Mt. Ida, and Mt. Sterling Turnpike road Company.

An act for the benefit of the estate of Samuel Long, of Oldham county.

An act to incorporate the Methodist Female College, at Covington, Kentucky.

An act to incorporate the Martin Institute.

An act to incorporate the Mount Sterling and Howard's Mill Turnpike road Company.

An act creating a police judge and marshal in the town of Canton, Trigg county.

And bills which originated in the Senate of the following titles, viz:

An act to amend an act approved December, 1851, entitled, an act authorizing the presiding judge of the Kenton county court to hold quarterly terms in Covington.

An act to establish the town of Rochester, in Butler county.

An act to regulate certain fees.

An act to amend section 9, chapter 24, title conveyances, Revised Statutes.

An act for the benefit of Julius Hacker and Asa Gilbert.

An act to amend an act, entitled, an act to amend the laws regulating the Wilderness road.

An act amending an act, approved March 10, 1856, in relation to police judge and marshal of the town of Morgantown, Butler county.

An act to amend an act, entitled, an act to amend the laws relating to the county levy of Kenton county, approved February 5, 1856.

An act to repeal an act, entitled, an act to amend an act authorizing the county court of Pendleton to appoint a county treasurer, and regulating the duties of the sheriff of said county.

An act to transfer the records of certain surveys from the county court clerks' offices to the surveyors' offices.

An act to establish and incorporate the town of Johnsonville, in Anderson county.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

A bill from the Senate, entitled,

An act to repeal an act reorganizing Transylvania University,

Was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Senate, announcing their disagreement to a bill from this House, of the following title, viz:

An act to amend the charter of the Maysville and Lexington Railroad Company.

That they had passed a bill from this House of the following title, viz:

An act to amend the 2d section of article 63 of the Revised Statutes, title limitation of actions and suits.

That they had passed bills of the following titles, viz:

An act to incorporate the Franklin Philomethian Library Association.

An act to amend chapter 86 of the Revised Statutes.

An act to amend section 180, of chapter 1, title 8, of the Code of Practice.

An act to exempt hired slaves from execution or attachment.

An act for the benefit of the Maysville and Lexington Railroad Company, and for other purposes.

An act to amend an act establishing the town of Vanceburg, in Lewis county.

An act to amend the charter of the town of Concord, in Lewis county.

And that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to change the time of holding the quarterly courts of Clarke county.

An act to equalize the county levy in Henry county.

On motion of Mr. Patton—

Ordered, That a message be sent to the Senate asking leave to withdraw the report of this House announcing the passage of a bill from the Senate, entitled,

An act to amend an act, entitled, an act to incorporate the town of Ashland.

After a short time the messenger returned with said bill.

Mr. Patton moved to reconsider the vote passing said bill.

And the question being taken thereon, it was decided in the affirmative.

The said bill was then amended by adding thereto an engrossed clause, by way of ryder.

The question was again taken on the passage of said bill, and it was decided in the affirmative.

The committee on the Codes of Practice reported

A bill authorizing certain publications in newspapers of this commonwealth.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That said bill be made the special order of the day for Thursday next, at 12 o'clock, M.

Ordered, That the Public Printer forthwith print 150 copies of said bill, for the use of the members of the General Assembly.

The committee on Claims, who were appointed to prepare and bring in the same, reported

A bill for the benefit of Miles Greenwood.

Which was read the first time, as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the auditor of public accounts be and he is hereby directed to draw his warrant on the treasury, in favor of M. Greenwood, of Cincinnati, for the sum of six thousand five hundred and sixty-five dollars and thirty-five cents, which shall be in full for all claims which the said Greenwood now has against the state of Kentucky, on account of furnishing heating apparatus and materials therefor, for the Eastern Lunatic Asylum at Lexington, Kentucky. This act shall take effect from and after its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The yeas and nays being required on the passage thereof, by the constitution, were as follows:

Those who voted in the affirmative, were

William T. Anthony,	Sidney A. Foss,	Wm. B. Parker,
Vene P. Armstrong,	J. K. Goodloe,	Joseph Patton,
E. L. Barbee,	Anderson Gray,	Remus Payne,
Wm. A. Barton,	George W. Hamilton,	William P. Payne,
James C. Belshe,	Wm. H. Hamilton,	C. D. Pennebaker,
Joseph M. Boarman,	Wm. O. Hansford,	H. K. Rachford,
Wm. A. Brann,	Elisha Hardy,	Newton P. Reid,
Robert Browder,	Wilford Lee Harned,	Robert Richardson,
E. O. Brown,	H. F. Hensley,	John I. Roach,
T. H. C. Bruce,	Pleasant Hines,	Sinclair Roberts,
John M. Burns,	J. K. Huey,	E. G. Sebree,
G. S. Caldwell,	J. B. Huston,	Thomas Shanks,
J. L. Caldwell,	James S. Jackson,	Joseph Shawhan,
B. W. Chamblin,	M. C. Johnson,	Wm. B. Skean,
Isaac N. Clement,	Alfred Kendall,	Isaac Smith,
Leslie Combs,	W. F. Leathers,	Green Sterett,
Oliver Crawford,	Thomas N. Lindsey,	W. J. Stitt,
Edward Crossland,	James B. Lyne,	A. H. Talbott,
D. C. Daniel,	John G. Lyon,	C. P. Talbot,
Samuel E. DeHaven,	W. B. Machen,	A. W. Thomas,
Henry B. Dobyns,	Charles A. Marshall,	Henry Thompson,
John Donan,	Allen L. McAfee,	B. C. Trapnall,
S. T. Drane,	John C. McCreary,	C. W. White,
Blanton Duncan,	J. H. McDaniel,	Richard P. Whitt,
Charles Eaves,	J. H. McMillan,	J. C. Wickliffe,
John Ellis,	James M. Mitchell,	J. K. Wilson,
A. H. Field,	Samuel F. Morse,	T. C. Winfrey,
C. Field, jr.,	Jonathan Newcum,	Wm. Woods,
G. S. Fleming,	Hugh Newell,	John H. Woosley—87.

In the negative—none.

Mr. Armstrong, from the committee on Claims, to whom was referred a bill from the Senate, entitled

An act for the benefit of Alexander McDonald,

Reported the same without amendment.

Said bill was then read a third time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Alexander McDonald be and he is hereby allowed the further sum of two hundred and ninety eight dollars, in addition to that allowed by law, for delivering and distributing the public books and documents among the several counties of this commonwealth, for the year 1857.

§ 2. That this act to take effect from its passage.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Sidney A. Foss,	James H. McDaniel,
Elias L. Barbee,	John K. Goodloe,	James M. Mitchell,
William A. Barton,	Anderson Gray,	C. D. Pennebaker,
Robert Browder,	George W. Hamilton,	H. K. Rachford,
Erasmus O. Brown,	Wm. O. Hansford,	Elijah G. Sebree,
James L. Caldwell,	Wilford Lee Harned,	Thomas Shanks,
Braxton W. Chamblin,	Pleasant Hines,	William J. Stitt,
Leslie Combs,	John B. Huston,	Ambrose H. Talbott,
Oliver Crawford,	James S. Jackson,	Charles P. Talbot,
Edward Crossland,	Hiram Kelsey,	Alex. W. Thomas,
Dillard C. Daniel,	William E. Leathers,	Benjamin C. Trapnall,
Samuel E. DeHaven,	Thomas N. Lindsey,	C. W. White,
Thomas M. Dickey,	James B. Lyne,	John C. Wickliffe,
Blanton Duncan,	John G. Lyon,	John K. Wilson,
Abram H. Field,	Willis B. Machen,	T. C. Winfrey,
Curtis Field, Jr.,	C. A. Marshall,	William Woods—49.
George S. Fleming,		

Those who voted in the negative, were

Mr. Speaker, (White,)	Wm. H. Hamilton,	Joseph Patton,
William T. Anthony,	Elisha Hardy,	Remus Payne,
Robert Bates,	Harvey F. Hensley,	Newton P. Reid,
James C. Belshe,	James K. Huey,	John I. Roach,
Joseph M. Boarman,	George M. Jessee,	Sinclair Roberts,
William A. Brann,	Milton E. Jones,	Joseph Shawhan,
Thomas H. C. Bruce,	Alfred Kendall,	William B. Skean,
John M. Burns,	Allen L. McAfee,	Isaac Smith,
Gabriel S. Caldwell,	John C. McCreary,	Green Sterett,
Isaac N. Clement,	John H. McMillan,	Henry Thompson,
Henry B. Dobyns,	Samuel F. Morse,	Joshua T. White,
Charles Eaves,	Jonathan Newcum,	Richard P. Whitt,
John Ellis,	Hugh Newell,	John H. Woosley—41.
John Ficklin,	William B. Parker,	

Mr. Trapnall, from the committee on the Library, reported

A bill authorizing the secretary of state to purchase the missing Journals of the Kentucky constitutional conventions, &c.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That said bill be made the special order of the day for Thursday next, at 10 o'clock, A. M.

Ordered, That the Public Printer forthwith print 150 copies of said bill, for the use of the members of the General Assembly.

A message was received from the Senate announcing their concurrence in a joint resolution from this House, fixing a day for the election of a keeper of the penitentiary.

Also, that they had concurred in a resolution from this House, fixing a day for the adjournment of the general assembly, *sine die*.

Mr. Roach, from the committee on Enrollments reported that they had examined an enrolled resolution which originated in this House, of the following title, viz:

Resolution for the election of a Keeper of the Penitentiary.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

The House then took up for consideration a bill to establish the county of Grundy.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That from and after the first day of June, 1858, all those parts of Anderson, Mercer, Washington, Nelson and Spencer counties lying within and included in the following boundary, shall be and the same is hereby stricken from said counties and erected into one district or county, to be called and designated and known as the county of Grundy, in honor of the Hon. Felix Grundy: beginning at the mouth of Hanging Run; thence a straight line to the house of Thos. R. Phelps, including him; thence a straight line to the house of David Warner, including him; thence a straight line to the horse mill of John Stratton; thence a straight line to the dwelling house of Hanson Baxter, including him; thence a straight line to the stable of John Wash; thence a straight line to the dwelling house of J. G. Watson; thence a straight line to the corner of Shelby and Spencer, on the Anderson line; thence with the Spencer and Shelby line to the cross roads one-half mile west of Mount Eden; thence a straight line to the house of Isaac Skinner; thence a straight line in same direction to Nelson and Spencer line; thence with Nelson and Spencer line to the Bloomfield and Taylorsville turnpike road; thence a straight line to the beginning.

§ 2. That the county of Grundy shall be laid off into five districts for the election of justices of the peace and constables for said county, agreeably to the requirements of the constitution, which districts shall also be election precincts, and G. C. Alfred, M. Graham, T. K. Marshall, J. F. Bean, C. Sappington, John Yocum, Wm. D. Cornish, John R. Mitchell and James Trent be and they are hereby appointed commissioners who, or a majority of whom, after taking an oath faithfully and impartially to discharge their duties, shall lay off said districts and designate the place of voting in each. Said commissioners shall meet at the house of Jacob Snyder on the 1st Monday in March next, or as soon thereafter as may be, and proceed to perform the duties imposed upon them by this act. A majority of said commission-

ers may act, and may adjourn from time to time and place to place until through. They shall lodge a certified copy of the boundaries of such districts in the hands of said Snyder, whose duty it shall be to hold the same in safe keeping until there shall be an election of county court clerk of said county of Grundy, and then it shall be delivered to said clerk, who shall file and record the same in his office; and they shall transmit another certified copy to the secretary of state, who shall carefully preserve the same in his office. They shall also designate in each of said districts two suitable persons to act as judges, and one in each to act as clerk, and one in each to act as sheriff, of the election of circuit court clerk, a county court clerk, a sheriff, an assessor, a surveyor, jailer, coroner, a presiding judge of the county court, a county attorney, two justices of the peace and one constable, for each district of said county; which election shall be held on the 1st Monday in April next. Before entering upon the performance of their duties, each judge, clerk and sheriff of the election shall take an oath faithfully and impartially to discharge the duties imposed upon them by this act. Those who may act as sheriffs shall meet at the house of said Snyder, on the second day after said election, and after comparing the polls shall sign two certificates of the election, designating the name of each person having the highest number of votes, and the office to which he is elected, one of which shall be lodged in the hands of said Snyder, who shall cause it to be recorded in the county court clerk's office of Grundy county, and the other of which they shall forthwith transmit, by mail or otherwise, to the secretary of state, who shall carefully preserve the same in his office, and whose duty it shall be forthwith to cause commissions to be issued to those persons named in the certificate as having been elected to each of the offices aforesaid, for the office to which he shall have been elected; that said person so elected shall, immediately upon receipt of their commissions, enter upon the discharge of their respective duties for said county. Before doing so, however, they shall each take the oath of office and execute bond, when required by law of the officer, according to the laws on those subjects relating to those officers, and thereupon their officeal acts shall be obligatory to all intents and purposes, when done in accordance with the constitution and laws of the state. The officers so elected and qualified shall hold their offices until the next regular election of like officers, and until their successors are elected and qualified; that until all the officers elected for the new county are commissioned and qualified, the counties of Anderson, Mercer, Washington, Nelson and Spencer shall have jurisdiction over the territory as now, and though this act had not passed.

§ 3. That Hugh McElroy of Washington county, and Robert McKee of Anderson county, be and they are hereby appointed commissioners to permanently locate the seat of justice and select a site for the erection of the public buildings for said county; said commissioners shall be allowed 12½ cents per mile going to and returning from the performance of their duties—distance estimated from their homes to said site—and three dollars per day for each days service, to be paid out of the county treasury of said county of Grundy. In case of the disagreement of said commissioners as to the point of location, then they

shall choose an umpire, who shall decide the point. Said two commissioners shall meet at Jacob Snyder's house on the 1st Monday in April, or as soon thereafter as may be, and proceed to perform the duties imposed upon them by this act, and may adjourn from day to day and place to place until they are fully satisfied as to the most eligible point and most suitable location, as near the centre of the boundary of said county as such suitable location can be found; and when the place of location is fixed upon their determination shall be made out in writing and signed by them, and delivered to Jacob Snyder, and carefully preserved by him until the election of a clerk of said county, when the same shall be delivered over to said clerk, and by him recorded in his office.

§ 4. That the county court of said county of Grundy—a majority of the justices concurring—shall have power to appoint commissioners to purchase lots or parcels of ground, selected for public buildings, or to receive donations thereof, and to cause deed or deeds of conveyance therefor to be made to the county court of Grundy; said county court—a majority of the justices concurring—shall have power to assess and levy a tax upon each tithe now subject to county levies within said county, a capitation tax, not exceeding one dollar and fifty cents per tithe in any one year, and an *ad valorem* tax upon all the property now subject to taxation for state revenue, any sum not exceeding 25 cents in any one year, upon each $100 worth of taxable property, for the purpose of raising the means necessary for the purchase of the public grounds and the erection of a court house and other necessary public buildings thereon. Said commissioners may be authorized by said county court to draft plans and make out specifications, let out and superintend the erection of the public buildings aforesaid; and until the public buildings are erected the county court of said county shall provide suitable rooms for the clerks' offices and for holding the county and circuit courts, at the expense of the county aforesaid.

§ 5. That Madison Bell be and he is hereby appointed commissioner, with such assistants as he may deem necessary to employ, to run and mark the boundary lines of said county, as designated in section first of this act, who shall be allowed three dollars per day for his services, and two dollars per day shall be allowed each of the persons he may engage to assist him, payable out of the county levy of said county of Grundy; and that said commissioner shall make out four fair plats of said county, with notes of reference, one of which he shall deposit with the clerk of the county court of Grundy, and transmit one to each of the county court clerks of the counties whose territory is cut off by this boundary, in order that the same may be recorded in each of the counties aforesaid.

§ 6. The county of Grundy shall vote with the county of Anderson in electing a representative to the general assembly, and with —— senatorial district in electing a senator, and in fifth congressional and fifth judicial districts in electing member of congress and circuit judge, and in second appellate district in electing appellate judge.

§ 7. The county courts for said county of Grundy shall be held on the fourth Monday in each month; the county judge of the county

court shall hold his quarterly courts on the first Mondays in January, April, July and October; and that the circuit judge of the fifth judicial district hold two terms of court of criminal, common law and equity jurisdiction as circuit courts have, for said county of Grundy, one commencing on the 2d Monday in February, and the other on the 3d Monday in August in each year, and continue, each, six juridical days.

Mr. Boarman moved an amendment.

Which was adopted.

Mr. Pennebaker moved an amendment.

Which was adopted.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Mr. DeHaven moved the previous question.

And it was decided in the affirmative.

The main question was then put, shall the bill pass? and it was decided in the negative.

And so the said bill was rejected.

The yeas and nays being required thereon, by Messrs. Huston and Trapnall, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Stephen T. Drane,	John H. McMillan,
Elias L. Barbee,	Blanton Duncan,	Jonathan Newcum,
Robert Bates,	John Ficklin,	Joseph Patton,
Joseph M. Boarman,	George S. Fleming,	William P. Payne,
William A. Brann,	Sidney A. Foss,	Sinclair Roberts,
Thomas H. C. Bruce,	John K. Goodloe,	Wm. E. Russell,
Gabriel S. Caldwell,	Wm. O. Hansford,	Thomas Shanks,
James L. Caldwell,	George M. Jessee,	William B. Skean,
Braxton W. Chamblin,	William F. Leathers,	William J. Stitt,
Leslie Combs,	James B. Lyne,	Ambrose H. Talbott,
Dillard C. Daniel,	John G. Lyon,	T. C. Winfrey,
Henry B. Dobyns,	Willis B. Machen,	William Woods—38.
John Donan,	James H. McDaniel,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Wm. H. Hamilton,	C. D. Pennebaker,
William T. Anthony,	Elisha Hardy,	Newton P. Reid,
William A. Barton,	Wilford Lee Harned,	Robert Richardson,
James C. Belshe,	Harvey F. Hensley,	John I. Roach,
Robert Browder,	Pleasant Hines,	Elijah G. Sebree,
Erasmus O. Brown,	James K. Huey,	Joseph Shawhan,
Isaac N. Clement,	John B. Huston,	Isaac Smith,
Oliver Crawford,	James S. Jackson,	Green Sterett,
Edward Crossland,	Madison C. Johnson,	Charles P. Talbot,
Francis M. Daily,	Hiram Kelsey,	Alex. W. Thomas,

James W. Davis,
Samuel E. DeHaven,
Thomas M. Dickey,
Charles Eaves,
John Ellis,
Abram H. Field,
Curtis Field, Jr.,
Anderson Gray,
George W. Hamilton,
Alfred Kendall,
C. A. Marshall,
Allen L. McAfee,
John C. McCreary,
James M. Mitchell,
Samuel F. Morse,
Hugh Newell,
William B. Parker,
Remus Payne,
Henry Thompson,
Benjamin C. Trapnall,
C. W. White,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
John H. Woosley—56.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

Resolution for the election of a keeper of the penitentiary.

An act remunerating W. L. Sutton and others.

An act to incorporate the Mount Sterling and Howard's Mill Turnpike road Company.

An act to incorporate the Methodist Female College, at Covington, Kentucky.

An act establishing the county of Jackson.

An act creating a police judge and marshal in the town of Canton, Trigg county.

An act to incorporate the Martin Institute.

An act to amend the charter of the Eminence High School.

An act for the benefit of school district No. 12, in Spencer county.

An act to incorporate Col. Clay Lodge, No. 159, of Free and Accepted Masons.

An act for the benefit of the town of Waynesburg.

An act to prevent the sale of liquors, &c., to cadets of Kentucky Military Institute.

An act to incorporate the Bourbon Academy.

An act to authorize the appointment of commissioners of a sinking fund, and to provide for the payment of the public debt of Fayette county.

An act to incorporate the Montgomery Library Association.

An act for the benefit of the estate of Samuel Long, of Oldham county.

An act to amend the charter of the North Middletown, Mt. Ida, and Mt. Sterling Turnpike road Company.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Claims—

1. A bill concerning the Lunatic Asylums of this commonwealth.

By same—

2. A bill remunerating W. M. Hume.

By the committee on the Judiciary—

3. A bill amending an act incorporating the Downingsville Turnpike road Company.

By same—

4. A bill to incorporate the Kentucky Coal Company, of Louisville.

By same—

5. A bill to charter the Southwestern Agricultural Works.

By same—

6. A bill for the benefit of the Louisville and Frankfort Railroad Company, and the Lexington and Frankfort Railroad Company.

By same—

7. A bill to amend an act, entitled, an act to define the jurisdiction of the Louisville chancery court.

By same—

8. A bill chartering the Kean & Co. Express Company.

By same—

9. A bill to amend an act, entitled, an act to incorporate the Kentucky Ship Building and Lumber Company.

By same—

10. A bill relating to the inspection of flour in Louisville.

By same—

11. A bill to change the time of holding the quarterly courts of Green county.

By same—

12. A bill to amend an act to incorporate the town of Mt. Sterling, approved March 12, 1851.

By same—

13. A bill to amend and reduce into one the several acts relating to the town of Elkton.

By same—

14. A bill for the benefit of Thomas Landrum, late sheriff of Daviess county.

By same—

15. A bill for the benefit of Messrs. Stokes, Hughes & Plevor, of London, England.

By the committee on Religion—

16. A bill for the benefit of the Methodist church at Bardstown.

By same—

17. A bill for the benefit of the Christian church in Irvine, in Estill county.

By same—

18. A bill to incorporate St. Philip's church, at Harrodsburg.

By same—

19. A bill for the benefit of Isaac A. Stewart.

By same—

20. A bill to allow James C. Jones to solemnize the rites of matrimony.

By same—

21. A bill for the benefit of the Mt. Pleasant Presbyterian church, in Harrison county.

By the committee on Ways and Means—

22. A bill for the benefit of the assessor of Henderson county.

By same—

23. A bill for the benefit of Harvey Helm, late sheriff of Lincoln county.

By same—

24. A bill for the benefit of James White, late deputy sheriff of Campbell county.

By same—

25. A bill for the relief of W. M. Smith, late gate keeper on the Wilderness road, in Rockcastle county.

By same—

26. A bill to sell Green Chapel, in Nelson county.

By same—

27. A bill to empower Simpson county court to levy a tax to aid in the erection of a new court-house.

By same—

28. A bill for the benefit of Robert Eastham, late sheriff of Lawrence county.

By same—

29. A bill for the relief of the sheriff of Rockcastle county.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22d, 23d, 24th, 25th, 26th, 27th, 28th and 29th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on the Judiciary reported

A bill to repeal the first section of an act, entitled, an act to amend the charter of the Henderson and Nashville Railroad Company.

Which was read the first time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the first section of an act, approved March 10th, 1854, entitled, an act to amend the charter of the Henderson and Nashville Railroad Company, be and the same is hereby repealed, so far as the counties of Christian and Hopkins are concerned.

§ 2. That this act to take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Jackson and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	J. K. Goodloe,	Samuel F. Morse,
William T. Anthony,	Anderson Gray,	Jonathan Newcum,
E. L. Barbee,	Wm. H. Hamilton,	Wm. B. Parker,
Robert Bates,	Elisha Hardy,	Joseph Patton,
James C. Belshe,	H. F. Hensley,	Remus Payne,
Joseph M. Boarman,	J. K. Huey,	H. K. Rachford,
Wm. A. Brann,	J. B. Huston,	Newton P. Reid,
T. H. C. Bruce,	James S. Jackson,	John I. Roach,
John M. Burns,	George M. Jessee,	Sinclair Roberts,
G. S. Caldwell,	M. C. Johnson,	William E. Russell,
Isaac N. Clement,	Milton E. Jones,	Joseph Shawhan,
Oliver Crawford,	Hiram Kelsey,	Wm. B. Skean,
Edward Crossland,	Alfred Kendall,	Isaac Smith,
Francis M. Daily,	Thomas N. Lindsey,	Green Sterett,
Samuel E. DeHaven,	James B. Lyne,	W. J. Stitt,
Thomas M. Dickey,	John G. Lyon,	A. H. Talbott,
John Donan,	W. B. Machen,	A. W. Thomas,
S. T. Drane,	Charles A. Marshall,	Henry Thompson,
Charles Eaves,	John C. McCreary,	Richard P. Whitt,
John Ellis,	J. H. McDaniel,	J. C. Wickliffe,
John Ficklin,	J. H. McMillan,	Benjamin M. Winston,
A. H. Field,	James M. Mitchell,	John H. Woosley—66.

Those who voted in the negative, were

Vene P. Armstrong,	Blanton Duncan,	C. D. Pennebaker,
Wm. A. Barton,	G. S. Fleming,	E. G. Sebree,
Robert Browder,	Sidney A. Foss,	Thomas Shanks,
E. O. Brown,	George W. Hamilton,	C. P. Talbot,

J. L. Caldwell, Wm. O. Hansford, C. W. White,
B. W. Chamblin, Wilford Lee Harned, J. K. Wilson,
Leslie Combs, Pleasant Hines, T. C. Winfrey,
D. C. Daniel, Hugh Newell, Wm. Woods—25.
James W. Davis,

Resolved, That the title thereof be as aforesaid.

At half past 4 o'clock, P. M., Mr. Clement moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Combs and Wickliffe, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) Oliver Crawford, Remus Payne,
Elias L. Barbee, John Donan, Joseph Shawhan,
James C. Belshe, Anderson Gray, William J. Stitt,
William A. Brann, Harvey F. Hensley, John C. Wickliffe,
Thomas H. C. Bruce, Hiram Kelsey, Ben. M. Winston—16.
Isaac N. Clement,

Those who voted in the negative, were

William T. Anthony, Abram H. Field, Hugh Newell,
Vene P. Armstrong, George S. Fleming, Joseph Patton,
William A. Barton, Sidney A. Foss, C. D. Pennebaker,
Robert Bates, George W. Hamilton, H. K. Rachford,
Joseph M. Boarman, Wm. H. Hamilton, Newton P. Reid,
Robert Browder, Wm. O. Hansford, Robert Richardson,
Erasmus O. Brown, Elisha Hardy, John I. Roach,
Gabriel S. Caldwell, Pleasant Hines, William E. Russell,
James L. Caldwell, James K. Huey, Elijah G. Sebree,
Braxton W. Chamblin, John B. Huston, Thomas Shanks,
Leslie Combs, James S. Jackson, Wm. B. Skean,
Edward Crossland, George M. Jessee, Isaac Smith,
Francis M. Daily, Madison C. Johnson, Green Sterett,
Dillard C. Daniel, Alfred Kendall, Ambrose H. Talbott,
James W. Davis, Thomas N. Lindsey, Charles P Talbot,
Samuel E. DeHaven, James B. Lyne, Alexander W. Thomas,
Henry B. Dobyns, John G. Lyon, Henry Thompson,
Stephen T. Drane, J. C. McCreary, B. C. Trapnall,
Blanton Duncan, James H. McDaniel, C. W. White,
Charles Eaves, John H. McMillan, Richard P. Whitt,
John Ellis, James M. Mitchell, William Woods—64.
John Ficklin,

The committee on the Judiciary, to whom was referred bills from the Senate of the following titles, viz:

1. An act to incorporate the American Insurance Company.
2. An act for the benefit of John G. Townsend.

3. An act to incorporate Bear Wallow Lodge of Free and Accepted Masons.

4. An act to incorporate the German Gymnastic Association, of Newport.

5. An act to amend and reduce into one the several acts in relation to the town of Hopkinsville.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

The question was then taken on the passage of said bills, and it was decided in the affirmative.

Resolved, That the titles thereof be as aforesaid.

The same committee, to whom was referred bills from the Senate of the following titles, viz:

An act to amend the charter of the Bardstown and Louisville Railroad Company.

An act authorizing the trustees of the town of London to sell an alley in said town.

Reported the same with amendments.

Which were concurred in.

Ordered, That said bills, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Religion, to whom was referred bills from the Senate of the following titles, viz:

An act for the benefit of the Baptist church in Russellville.

An act to incorporate the Christian Church of Ghent, in Carroll county.

An act to incorporate Zion Baptist Church and Zion Baptist Seminary.

An act to amend an act, entitled, an act for the benefit of the Methodist Episcopal Church at Alexandria.

An act to amend the charter of the Ashland Cemetery Company.

An act to incorporate the Little River Baptist Church, in Christian county.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the House adjourned.

WEDNESDAY, FEBRUARY 3, 1858.

A message was received from the Senate, asking leave to withdraw their report announcing the passage of a bill from this House, entitled,

An act to amend an act, entitled, an act for the benefit of mechanics of the towns of Hickman and Frankfort.

The request was granted and the bill delivered to the messenger.

Mr. Goodloe presented the petition of sundry citizens of Midway, in Woodford county, praying the passage of a law to dispose of certain streets in said town.

Which was received, the reading dispensed with, and referred to the committee on Internal Improvement.

Mr. Eaves moved to reconsider the vote by which a bill from the Senate, entitled,

An act for the benefit of Alexander McDonald,

Was rejected.

And the question being taken upon said motion, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ficklin,	John H. McMillan,
Vene P. Armstrong,	Abram H. Field,	J. M. Mitchell,
Elias L. Barbee,	Curtis Field, Jr.,	Hugh Newell,
William A. Barton,	George S. Fleming,	Remus Payne,
James C. Belshe,	S. A. Foss,	William P. Payne,

Joseph M. Boarman,
William A. Brann,
Robert Browder,
Erasmus O. Brown,
Thomas H. C. Bruce,
Gabriel S. Caldwell,
James L. Caldwell,
Braxton W. Chamblin,
Isaac N. Clement,
Leslie Combs,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Dillard C. Daniel,
James W. Davis,
Thomas M. Dickey,
Henry B. Dobyns,
Stephen T. Drane,
Charles Eaves,
John Ellis,
John K. Goodloe,
Anderson Gray,
George W. Hamilton,
Wm. H. Hamilton,
Wm. O. Hansford,
Elisha Hardy,
Pleasant Hines,
John B. Huston,
James S. Jackson,
George M. Jessee,
Hiram Kelsey,
Alfred Kendall,
Thomas N. Lindsey,
James B. Lyne,
John G. Lyon,
Willis B. Machen,
Charles A. Marshall,
Allen L. McAfee,
James H. McDaniel,
C. D. Pennebaker,
H. K. Rachford,
Elijah G. Sebree,
Thomas Shanks,
Joseph Shawhan,
Isaac Smith,
William J. Stitt,
Ambrose H. Talbott,
Charles P. Talbot,
Alex. W. Thomas,
B. C. Trapnall,
C. W. White,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
T. C. Winfrey,
Benjamin M. Winston,
William Woods,
S. Worthington—73.

Those who voted in the negative, were

Harvey F. Hensley,
James K. Huey,
Milton E. Jones,
John C. McCreary,
Jonathan Newcum,
William B. Parker,
Joseph Patton,
John I. Roach,
Sinclair Roberts,
Wm. B. Skean,
Green Sterett,
Henry Thompson,
John H. Woosley—83.

Resolved, That the title thereof be as aforesaid.

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act for the benefit of the trustees of school district No. 22, in Whitley county.

An act to establish magistrates' districts in Letcher county.

An act to incorporate the Paris and Clintonville Turnpike road Company.

An act to amend section 241 of the Code of Practice.

An act for the incorporation of the Washington Literary Society of Bethel College, in Russellville, Kentucky.

An act to amend the charter of Ewing Female Institute, at Perryville.

An act to amend section 756 of the Code of Practice.

An act to change the county line between Letcher and Perry counties.

An act for the benefit of the Kentucky Institution for the Education of the Blind.

Also, bills and a resolution which originated in this House, of the following titles, viz:

An act to amend an act to increase the powers of the trustees of the town of Eddyville.

An act making Lucinda Anderson the lawful heir of Parker Williamson.

A resolution in relation to the adjournment of the General Assembly, *sine die*.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

Mr. J. L. Caldwell read and laid upon the table the following resolution, viz:

Whereas, it is represented to the general assembly that the attorney general of this commonwealth has filed a petition for a *quo warranto* against the Shelby College lottery grant, but refuses, though applied to for the purpose, to file a similar petition against the Frankfort lottery grant, for the benefit of the city school and water-works of Frankfort; therefore

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That the commonwealth's attorney for the 8th judicial district be and he is hereby fully authorized, if on investigation he deems it proper so to do, to file a petition against said Frankfort Grant, and to prosecute the same in the same way as the attorney general is now allowed to do by law.

The Speaker laid before the House the following response of the Public Printer, in answer to a resolution of the House of the 23rd January, 1858, viz:

OFFICE OF THE PUBLIC PRINTER,
Frankfort, February 3, 1858.

Hon. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR:—The body over which you preside adopted the following resolution on the 23d of January, 1858, viz:

"*Resolved*, That the Public Printer be requested to lay before this House a statement in writing showing the cost of printing connected with the Geological Survey, since the last meeting of the Legislature."

I have delayed answering the resolution until this time, to enable me to give the cost of printing the 3d volume of the Geological Report, along with the first and second volumes. The printing of the third volume will be completed to-morrow.

The first volume contains 416 pages, and the price charged for printing the same, is - - - - -	$1,227 39
The second volume contains 392 pages, and the price charged for printing the same, is - - - - -	1,160 51
The third volume contains 592 pages, and the price charged for printing the same, is - - - - -	1,808 33
Making a total for printing 5,000 copies of each of the volumes, - - - - - - - - -	4,196 23

Very respectfully, your ob'dt. serv't.,

A. G. HODGES, *Public Printer.*

Ordered, That the Public Printer forthwith print 150 copies of said response, for the use of the members of the General Assembly.

A message was received from the Senate, announcing their concurrence in amendments proposed by this House, to a bills which originated in the Senate of the following titles, viz:

An act to amend the 42d chapter of the Revised Statutes.

An act to amend the charter of the city of Paducah.

An act for the benefit of the personal representatives of W. B. A. Baker, deceased.

An act to amend the charter of the Louisville and Nashville Railroad Company.

An act to amend the charter of the Ashland Fire, Marine and Life Insurance Company.

That they had passed a bill from this House of the following title, viz:

An act to amend the charter of the Kentucky State Agricultural Society.

That they had passed bills and resolutions of the following titles, viz:

An act amending article 2, chapter 56, Revised Statutes, title landlord and tenant.

An act to incorporate the Kentucky Locomotive works.

An act to incorporate the Republic Insurance Company, of Louisville.

A resolution in relation to the naturalization laws.

A resolution providing for the purchase of certain books.

A resolution in relation to the duties of the public printer.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and a resolution, which originated in this House, of the following titles, viz:

An act to amend an act to increase the powers of the trustees of the town of Eddyville.

An act making Lucinda Anderson the lawful heir of Parker Williamson.

Resolution for adjournment of the General Assembly.

The amendments proposed by the Senate to bills from this House, of the following titles, viz :

An act to establish a Sinking Fund for the city of Lexington.

An act requiring tax assessors to furnish statistical agricultural information.

An act for the benefit of Robert Fluty.

An act in relation to school districts Nos. 3 and 21, in Campbell county.

An act to incorporate the old Frankfort Turnpike road Company.

Were taken up, twice read, and concurred in.

Resolved, That this House recede from their disagreement to an amendment proposed by the Senate to a bill from this House, entitled,

An act to incorporate Pocahontas Tribe, No. 3, of the Improved Order of Red Men, at Newport.

A message was received from the Senate, announcing that they had sustained the objections of the Governor to the passage of a bill from this House for the benefit of R. D. Murray.

The committee on Claims reported

A bill for the appropriation of money.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That the further consideration of said bill be postponed for the present.

Ordered, That the Public Printer forthwith print 150 copies of said bill, for the use of the members of the General Assembly.

The same committee reported

A bill for the benefit of Alfred Chanslor.

Which was read the first time, as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of one hundred and thirty-five dollars be and the same is hereby appropriated for the benefit of Alfred Chanslor, of Mason county, for the purpose of reimbursing him the amount worthily expended in the apprehension and conviction of one James Dougherty, a notorious and dangerous felon.

§ 2. That the auditor be directed to draw his warrant upon the treasurer of this state for the said sum of money, in favor of said Chanslor, payable out of any money not otherwise appropriated.

§ 3. That this act to take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	George S. Fleming,	Remus Payne,
William T. Anthony,	John K. Goodloe,	William P. Payne,
Vene P. Armstrong,	Anderson Gray,	C. D. Pennebaker,
Elias L. Barbee,	George W. Hamilton,	H. K. Rachford,
William A. Barton,	Wm. H. Hamilton,	Newton P. Reid,
Joseph M. Boarman,	Wm. O. Hansford,	Robert Richardson,
Robert Browder,	Elisha Hardy,	John I. Roach,
Thomas H. C. Bruce,	Wilford Lee Harned,	Elijah G. Sebree,
John M. Burns,	Harvey F. Hensley,	Thomas Shanks,
Gabriel S. Caldwell,	Pleasant Hines,	Joseph Shawhan,
James L. Caldwell,	James K. Huey,	William B. Skean,
Braxton W. Chamblin,	John B. Huston,	Isaac Smith,
Isaac N. Clement,	James S. Jackson,	Green Sterett,
Leslie Combs,	George M. Jessee,	William J. Stitt,
Oliver Crawford,	Hiram Kelsey,	Ambrose H. Talbott,
Edward Crossland,	Alfred Kendall,	Charles P. Talbot,
Francis M. Daily,	T. N. Lindsey,	Alex. W. Thomas,
Dillard C. Daniel,	John G. Lyon,	Henry Thompson,
James W. Davis,	Willis B. Machen,	Benjamin C. Trapnall,
Samuel E. DeHaven,	C. A. Marshall,	C. W. White,
Thomas M. Dickey,	John C. McCreary,	Richard P. Whitt,
Henry B. Dobyns,	James H. McDaniel,	John C. Wickliffe,
Stephen T. Drane,	John H. McMillan,	John K. Wilson,
Blanton Duncan,	James M. Mitchell,	T. C. Winfrey,
Charles Eaves,	Jonathan Newcum,	Benj. M. Winston,
John Ellis,	Hugh Newell,	William Woods,
John Ficklin,	William B. Parker,	S. Worthington—83.
Abram H. Field,	Joseph Patton,	

In the negative—none.

The House then took up for consideration the report of the committee on Banks.

Mr. McAfee moved the following resolution, viz:

Whereas, the subject of extending the chartered privileges of some

of the banks of this commonwealth has been prematurely presented to this House; therefore,

Resolved, That it is inexpedient to legislate upon the subject of bank extension at this session of the legislature.

After some discussion had thereon the hour of 12 o'clock arrived, when the House proceeded to the orders of the day.

A message was received from the Senate, asking leave to withdraw their report announcing the adoption of a resolution in relation to the naturalization laws.

And the question being taken thereon, it was decided in the affirmative.

And the said resolution was withdrawn.

On motion of Mr. Combs—

Ordered, That Mr. C. W. White be added to the committee on Banks.

Bills from the Senate of the following titles, viz:

1. An act to amend and reduce into one the several acts in relation to the town of Russellville.

2. An act to incorporate the Russellville and Logan county Agricultural and Mechanical Association.

3. An act to amend the charter of the city of Hickman, in Fulton county.

4. An act to amend the charter of the Covington and Cincinnati Bridge Company.

5. An act regulating the sale of partnership property taken in execution for the separate debts of one of the partners.

6. An act to incorporate the German Workman's Benevolent Association, of Covington.

7. An act for the benefit of the German Methodist Episcopal church, of Newport.

8. At act permitting the sale of real estate at the door of the court house in the city of Newport.

9. An act to extend the corporte limits of the city of Hickman.

10. An act for the benefit of Lewis White, late of Owen county.

11. An act to amend the acts concerning the town of Lebanon.

12. An act to amend the charter of the Providence Mining, Manufacturing and Shipping Company.

13. An act for the benefit of the circuit judge and attorney for the commonwealth for the 10th judicial district.

14. An act to provide for holding additional circuit courts in Covington.

15. An act for the benefit of Judith E. Bush.

16. An act to provide for holding county courts in Covington.

17. An act to incorporate the town of Stamping Ground, in Scott county.

18. An act to amend the charter of the Kentucky Medical Society.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—the 1st, 4th and 13th were referred to the committee on the Judiciary; the 2d, 3d, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 14th, 15th, 16th and 17th were severally ordered to be read a third time; the 12th was referred to the committee on Internal Improvement; and the 18th to the committee on Education.

The rule of the House, constitutional provision, and third reading of the 2d, 3d, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 14th, 15th, 16th and 17th bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Duncan moved the following resolution, viz:

Resolved, That the Speaker of this House appoint a committee of three, one of whom shall be the chairman of the committee on Enrollments, with full power to make a thorough investigation, and report to this House the cause of the disappearance of a bill, which has passed both Houses, for the protection of fish in the Kentucky river.

Which was adopted.

Ordered, That Messrs. Duncan, Roach, Burns and Jessee be appointed said committee.

The committee on Ways and Means, to whom was referred bills from the Senate of the following titles, viz:

An act for the benefit of the sheriff of Washington county.

An act for the benefit of W. P. Turpin, of Larue county.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Ways and Means, who were appointed to prepare and bring in the same, reported

A bill authorizing and directing certain officers to contract for the deposit and safe keeping of the public revenue.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with.

Ordered, That said bill be referred to the committee on the Sinking Fund.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Ways and Means—

A bill for the benefit of Alfred Miller, late sheriff of Muhlenburg county.

By same—

A bill for the benefit of W. L. Kirk and Wm. Douglass, of Marion county.

By same—

A bill for the benefit of Daniel Hagan, of Johnson county.

By same—

A bill to change the time of holding county courts in Harrison county.

By same—

A bill for the benefit of Edwin Trimble, late clerk of the Floyd circuit and county courts.

By the committee on Internal Improvement—

A bill to establish a turnpike road from Franklin, in Simpson county, to the turnpike road south of Scottsville, in Allen county.

By same—

A bill amending the charter of the Barren county railroad.

By same—

A bill declaring the Cat fork of Blain's creek a navigable stream.

By same—

A bill to incorporate the St. Mary's Turnpike road Company, in Marion county.

By same—

A bill to incorporate the Harmony and Fork Turnpike road Company.

By same—

A bill to incorporate the Russellville and Clarksville Turnpike road Company.

By same—

A bill to amend the charter of the Crab Orchard and Gilmore's Lick Turnpike road Company.

By same—

A bill to amend an act in relation to a new road in Lewis and Carter counties.

By same—

A bill to amend an act, approved February 27, 1856, in relation to a new road in Fleming and Lewis counties.

By same—

A bill to amend and reduce into one the road laws of Greenup county.

By same—

A bill to amend an act, entitled, an act to incorporate the New Castle and Carrollton Turnpike road Company.

By same—

A bill to amend the charter of the Nicholasville and Kentucky river Turnpike road Company.

By same—

A bill to amend the charter of the Burlington and Florence Turnpike road Company.

By same—

A bill to incorporate the Lewisport Pond Draining Company.

By same—

A bill to amend the charter of the Campbellsville Turnpike road Company.

By same—

A bill to establish a state road from Eddyville to Paducah.

By same—

A bill to authorize the Marshall county court to change the state road from Hopkinsville to Paducah.

By same—

A bill to authorize the Marshall county court to change the state road from Aurora to Paducah.

By same—

A bill for the benefit of Cansville and citizens of Livingston county.

By same—

A bill to establish a state road from Paducah to Hopkinsville.

By same—

A bill to incorporate the town of Newroe.

By same—

A bill to incorporate the Hustonville, Middleburg and Liberty Turnpike road Company.

By same—

A bill to authorize Luke Howlett to erect a dam and trap across the Rolling fork.

By same—

A bill to incorporate the Liberty and Bradfordsville Turnpike road Company.

By same—

A bill to incorporate the Columbia and Russell's Springs Turnpike road Company.

By same—

A bill to incorporate the Bowlinggreen and Scottsville Turnpike road Company.

By same—

A bill to incorporate the Stony Point and Lemon's Mill Turnpike road Company.

By same—

A bill to incorporate the Ruddell's Mills and Shawhan's Station Turnpike Road Company.

By same—

A bill to amend the charter of the Hamilton and Buffalo Hill Turnpike road Company.

By same—

A bill to incorporate the Millersburg, Indian creek Meeting house, and Cynthiana Turnpike road Company.

By same—

A bill to amend an act to incorporate the People's Turnpike road Company.

By same

A bill to incorporate the Boston Turnpike road Company.

By same—

A bill to repeal an act to allow R. M. Bradley & Company to build dams, and for other purposes.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the House adjourned.

THURSDAY, FEBRUARY 4, 1858.

1. Mr. G. S. Caldwell presented the remonstrance of sundry citizens, against raising the county levy of Boyle.

2. Mr. Russell presented the petition of sundry citizens of the town of Columbia, praying the passage of a law increasing the jurisdiction of the marshal of said town.

3. Mr. Crossland presented the petition of sundry citizens residing in the Dublin district, in Graves county, praying to have the dividing line between the Dublin and Mayfield districts changed.

Which were received, the reading dispensed with, and referred—the 1st and 3d to the committee on County Courts; and the 2d to the committee on Propositions and Grievances.

Mr. Jackson moved a reconsideration of the vote rejecting the bill establishing the county of Grundy.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Wickliffe and Trapnall, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	John Ficklin,	John H. McMillan,
Elias L. Barbee,	Curtis Field, Jr.,	Jonathan Newcum,
William A. Barton,	George S. Fleming,	Hugh Newell,
Joseph M. Boarman,	Sidney A. Foss,	Joseph Patton,
William A. Brann,	John K. Goodloe,	William P. Payne,
Erasmus O. Brown,	Anderson Gray,	H. K. Rachford,
John M. Burns,	G. W. Hamilton,	Robert Richardson,
Gabriel S. Caldwell,	William O. Hansford,	William E. Russell,
James L. Caldwell,	J. S. Jackson,	Elijah G. Sebree,
Braxton W. Chamblin,	George M. Jessee,	Thomas Shanks,
Oliver Crawford,	Milton E. Jones,	Charles P. Talbot,
Edward Crossland,	William F. Leathers,	C. W. White,
Dillard C. Daniel,	Thomas N. Lindsey,	Richard P. Whitt,
Thomas M. Dickey,	Willis B. Machen,	T. C. Winfrey,
John Donan,	Charles A. Marshall,	William Woods,
Stephen T. Drane,	Allen L. McAfee,	John H. Woosley,
Blanton Duncan,	James H. McDaniel,	S. Worthington—52.
John Ellis,		

Those who voted in the negative, were

Mr. Speaker, (White,)	Harvey F. Hensley,	Sinclair Roberts,
Robert Bates,	Pleasant Hines,	Joseph Shawhan,
James C. Belshe,	James K. Huey,	William B Skean,
Robert Browder,	Madison C. Johnson,	Isaac Smith,
Thomas H. C. Bruce,	Hiram Kelsey,	Green Sterett,
Isaac N. Clement,	Alfred Kendall,	William J. Stitt,
Francis M. Daily,	James B. Lyne,	Ambrose H. Talbott,
James W. Davis,	John C. McCreary,	Alexander W. Thomas,
Samuel E. DeHaven,	James M. Mitchell,	Henry Thompson,
Henry B. Dobyns,	William B. Parker,	Benjamin C. Trapnall,
Charles Eaves,	Remus Payne,	Joshua T. White,
Abram H. Field,	C. D. Pennebaker,	John C. Wickliffe,
William H. Hamilton,	Newton P. Reid,	John K. Wilson,
Elisha Hardy,	John I. Roach,	Ben. M. Winston—43.
Wilford Lee Harned,		

The vote ordering said bill to a third reading, and the dispensation of said third reading was then reconsidered.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

And so the said bill was rejected.

The yeas and nays being required thereon, by Messrs. Huston and Wickliffe, were as follows, viz :

Those who voted in the affirmative, were

V. P. Armstrong,	Blanton Duncan,	John H. McMillan,
Elias L. Barbee,	John Ficklin,	Jonathan Newcum,
William A. Barton,	George S. Fleming,	Hugh Newell,
Joseph M. Boarman,	John K. Goodloe,	Joseph Patton,
William A. Brann,	George W. Hamilton,	William E. Russell,
Thomas H. C. Bruce,	Wm. O. Hansford,	Thomas Shanks,
Gabriel S. Caldwell,	James S. Jackson,	William B. Skean,
James L. Caldwell,	G. M. Jessee,	Charles P. Talbot,
Braxton W. Chamblin,	William F. Leathers,	C. W. White,
Leslie Combs,	Thos. N. Lindsey,	T. C. Winfrey,
Dillard C. Daniel,	Willis B. Machen,	B. M. Winston,
John Donan,	Allen L. McAfee,	William Woods—38.
Stephen T. Drane,	James H. McDaniel,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Anderson Gray,	C. D. Pennebaker,
Robert Bates,	Wm. H. Hamilton,	H. K. Rachford,
James C. Belshe,	Elisha Hardy,	Newton P. Reid,
Robert Browder,	Wilford Lee Harned,	Robert Richardson,
Erasmus O. Brown,	Harvey F. Hensley,	John I. Roach,

John M. Burns,	Pleasant Hines,	Joseph Shawhan,
Isaac N. Clement,	James K. Huey,	Isaac Smith,
Oliver Crawford,	John B. Huston,	Green Sterett,
Edward Crossland,	Madison C. Johnson,	William J. Stitt,
Francis M. Daily,	Milton E. Jones,	Alexander W. Thomas,
James W. Davis,	Hiram Kelsey,	Henry Thompson,
S. E. DeHaven,	Alfred Kendall,	Benjamin C. Trapnall,
Henry B. Dobyns,	James B. Lyne,	Joshua T. White,
Charles Eaves,	Charles A. Marshall,	Richard P. Whitt,
John Ellis,	John C. McCreary,	John C. Wickliffe,
Abram H. Field,	James M. Mitchell,	John K. Wilson,
Curtis Field, Jr.,	William B. Parker,	John H. Woosley,
Sidney A Foss,	Remus Payne,	S. Worthington—54.

The Speaker laid before the House the report of the Kentucky and Louisville Mutual Insurance Company, which is as follows, viz:

A general report of the business of the Kentucky and Louisville Mutual Insurance Company, up to and including the 30th November, 1857.

The whole number of policies issued on real estate since the 24th April, 1839, is 2,774, insuring property to the amount of	$6,845,102 50
Deduct the amount insured by policies which have expired,	4,224,599 20
Leaving at risk on real estate, December 1, 1857,	$2,620,503 30
There also have been issued policies on merchandize, since the 27th January, 1844, to the number of 57, insuring merchandise to the amount of	$ 126,010 00
Deduct the amount insured, by policies expired,	79,760 00
Leaving at risk, December 1, 1857,	$ 46,250 00
The whole amount of premium notes taken is,	$ 506,013 87
Deduct amount of premium notes discharged,	284,830 31
Leaving in force as a fund liable to assessment,	$ 221,183 56
Amount received for premiums and fees for policies on real estate,	$ 49,734 68
Amount received for premiums and fees for policies on merchandise,	3,679 74
Amount received for extra premiums for increased risks,	1,195 77
Amount received for assessments on premium notes,	80,938 67
Amount due to agents,	41 98
	$ 135,590 24
Paid for expenses, since April, 1839,	$ 35,795 25
Paid for losses,	93,906 36
Paid for commissions to agents,	1,950 44
Due from agents and others,	531 67
Cash balance,	3,406 52
	$ 135,590 24

OFFICE OF THE KY. AND LOUISVILLE MUTUAL INS. CO.,
Louisville, January 5, 1858.

Hon. DANIEL P. WHITE,
Speaker of the House of Representatives:

SIR: In obedience to the requisition of the 22d section of the charter of this Company, I herewith transmit to you the foregoing report

of the condition, progress, and affairs of this Company, from the commencement of their business up to and including the 30th of November last, and request that you will lay the same before the body over which you preside.

I have the honor to be, very respectfully, yours, &c.,
THOMAS COLEMAN, President.

A message was received from the Senate, announcing their disagreement to bills from this House of the following titles, viz:

An act to amend the charter of the town of Harrodsburg.

An act to amend the law in regard to jury trials, and the effect of the law in will cases.

That they had passed bills from this House of the following titles, viz:

An act to amend the charter of Bardstown.

An act to create the offices of police judge and town marshal in the town of West Point, Hardin county.

An act to incorporate the town of Monticello.

An act to amend the charter of the town of Munfordsville.

With amendments to the three last named bills.

That they had passed bills of the following titles, viz:

An act to amend the 42d chapter of the Revised Statutes.

An act to increase the jurisdiction of the police judge &c., of Ghent.

And a preamble and resolution in relation to the naturalization laws.

The House again resumed the consideration of the resolution proposed by Mr. McAfee, from the committee on Banks.

Mr. DeHaven moved to lay the said resolution on the table for the present.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Russell and Bates, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John K. Goodloe,	Joseph Patton,
Vene P. Armstrong,	Anderson Gray,	Remus Payne,
Elias L. Barbee,	George W. Hamilton,	William P. Payne,
William A. Barton,	Wm. H. Hamilton,	C. D. Pennebaker,
James C. Belshe,	Wm. O. Hansford,	H. K. Rachford,
William A. Brann,	Elisha Hardy,	Newton P. Reid,
Robert Browder,	Wilford Lee Harned,	Robert Richardson,
Erasmus O. Brown,	Pleasant Hines,	John I. Roach,
Thomas H. C. Bruce,	James K. Huey,	Sinclair Roberts,
Gabriel S. Caldwell,	John B. Huston,	Thomas Shanks,
James L. Caldwell,	James S. Jackson,	Joseph Shawhan,
Braxton W. Chamblin,	Madison C. Johnson,	William B. Skean,

Leslie Combs,
Oliver Crawford,
Edward Crossland,
Dillard C. Daniel,
James W. Davis,
Samuel E. DeHaven,
John Donan,
Stephen T. Drane,
Blanton Duncan,
John Ellis,
Abram H. Field,
Curtis Field, Jr.
George S. Fleming,
Sidney A. Foss,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
W. F. Leathers,
T. N. Lindsey,
James B. Lyne,
John G. Lyon,
Willis B. Machen,
C. A. Marshall,
James H. McDaniel,
John H. McMillan,
Jonathan Newcum,
Hugh Newell,
Isaac Smith,
Green Sterett,
Ambrose H. Talbott,
Charles P. Talbot,
Alex. W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
C. W. White,
Richard P. Whitt,
John C. Wickliffe,
T. C. Winfrey,
William Woods,
S. Worthington—76.

Those who voted in the negative, were

Robert Bates,
Isaac N. Clement,
Francis M. Daily,
Henry B. Dobyns,
Charles Eaves,
John Ficklin,
Harvey F. Hensley,
George M. Jessee,
Allen L. McAfee,
John C. McCreary,
William B. Parker,
William E. Russell,
William J. Stitt,
John H. Woosley—14.

The House then took up for consideration

A bill authorizing the secretary of state to purchase the missing Journals of the Kentucky constitutional conventions, &c.

Said bill reads as follows, viz:

Whereas, it appears to the satisfaction of the general assembly of the commonwealth of Kentucky, that the Journal of the two first constitutional conventions of the state of Kentucky; the Journals of the Senate, from the year 1793 to theyear 1823; the Journals of the House of Representatives from the year 1796 to 1813; and nearly all the acts of the general assembly during the same period, are now missing from the state library, the same having been lost in the burning of the Capitol during the winter of 1824 and 1825; and whereas, it is important, as preserving the constitutional and legislative history of Kentucky, and for protecting the rights of her people, derivable under said laws, that said books should always be on file among the archives of this commonwealth; therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the secretary of state, attorney general, and auditor of public accounts are hereby constituted a committee to purchase said books: *Provided*, the cost thereof does not exceed one thousand dollars; and that the auditor of public accounts be and he is hereby authorized to draw his warrant for the sum they engage to pay.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

And so said bill was rejected.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Robert Browder,	George W. Hamilton,	C. D. Pennebaker,
J. L. Caldwell,	J. B. Huston,	E. G. Sebree,
B. W. Chamblin,	James S. Jackson,	Isaac Smith,
Leslie Combs,	Thomas N. Lindsey,	A. H. Talbott,
Edward Crossland,	James B. Lyne,	C. P. Talbot,
D. C. Daniel,	John G. Lyon,	Benjamin C. Trapnall,
James W. Davis,	Charles A. Marshall,	C. W. White,
Henry B. Dobyns,	A. L. McAfee,	J. C. Wickliffe,
Blanton Duncan,	James M. Mitchell,	J. K. Wilson,
A. H. Field,	Joseph Patton,	T. C. Winfrey,
C. Field, jr.,	Remus Payne,	Wm. Woods—33.

Those who voted in the negative, were

Mr. Speaker, (White,)	Wm. H. Hamilton,	William P. Payne,
William T. Anthony,	Elisha Hardy,	Newton P. Reid,
E. L. Barbee,	Wilford Lee Harned,	Robert Richardson,
Wm. A. Barton,	H. F. Hensley,	John I. Roach,
Robert Bates,	Pleasant Hines,	Sinclair Roberts,
James C. Belshe,	J. K. Huey,	William E. Russell,
Joseph M. Boarman,	M. C. Johnson,	Joseph Shawhan,
Wm. A. Brann,	Milton E. Jones,	Wm. B. Skean,
E. O. Brown,	Hiram Kelsey,	Green Sterett,
John M. Burns,	Alfred Kendall,	W. J. Stitt,
G. S. Caldwell,	William F. Leathers,	A. W. Thomas,
Isaac N. Clement,	W. B. Machen,	Henry Thompson,
Oliver Crawford,	John C. McCreary,	Joshua T. White,
John Ellis,	J. H. McDaniel,	Richard P. Whitt,
John Ficklin,	J. H. McMillan,	Benjamin M. Winston,
J. K. Goodloe,	Jonathan Newcum,	John H. Woosley—50.
Anderson Gray,	Hugh Newell,	

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to amend the charter of the city of Paducah.

An act to amend the charter of the Ashland Fire, Marine and Life Insurance Company.

An act for the benefit of the personal representatives of W. B. A. Baker, deceased.

An act to incorporate De Kalb Lodge, No. 12, Independent Order of Odd Fellows.

An act to incorporate the Citizens' Fire Company, No. 3, of Covington, Kentucky.

An act for the benefit of Eleanor G. Vance.

An act for the benefit of J. D. Mannen and J. R. Gordon.

An act to change the place of voting in the Hendronsville precinct, in Henry county.

An act to change the place of voting in the Meadow Creek district, in Whitley county.

And bills and a resolution which originated in this House, of the following titles, viz:

An to incorporate Dunavan Lodge, No. 282, Free and Accepted Masons.

An act to amend the 2d section of article 63 of the Revised Statutes, title limitation of actions and suits.

An act to prevent the destruction of fish in the Kentucky river and its tributaries.

Preamble and resolutions in relation to the soldiers of the revolution, and the war of 1812.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act to incorporate Dunavan Lodge, No. 282, of Free and Accepted Masons.

An act to incorporate the New Castle and Carrollton Turnpike Road Company.

An act to amend the 2d section of article 63 of the Revised Statutes entitled limitations of actions and suits.

An act to prevent the wanton destruction of fish in the Kentucky river and its tributaries.

Mr. J. T. White read and laid upon the table the following preamble and resolution, viz:

Whereas, it appearing to the satisfaction of the general assembly of the commonwealth of Kentucky, that the Journal of the two first constitutional conventions of the state of Kentucky; the Journals of the Senate from the year 1793 to the year 1823; the Journals of the House of Representatives from the year 1796 to 1813, and nearly all the acts of the general assembly during the same period, are now missing from the state library, the same having been lost in the burning of the Capitol, during the winter of 1824 and 1825; and whereas, it is important to preserve the constitutional and legislative history of Kentucky, for the purpose of protecting the rights of her people de-

rivable under said laws, that said books should always be on file among the archives of this commonwealth; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That the secretary of state, attorney general and auditor of public accounts be and they are hereby appointed a committee to ascertain whether the deficiencies, mentioned in the preamble, in the state library, can be supplied in whole or in part; and that they make report to the next general assembly to what extent said deficiency can be supplied, and upon what terms.

The rule of the House requiring joint resolutions to lie one day on the table having been dispensed with,

Mr. Huston moved the following as a substitute for said preamble and resolution, viz :

Resolved, That the secretary of state examine and report to the next general assembly what books are necessary to complete the legislative records and constitutional Journals of this commonwealth, and the means by which such deficiency can be supplied, if any, both in the library and secretary's office.

And the question being taken on the adoption of said substitute, it was decided in the affirmative.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the affirmative.

The hour of 12 o'clock having arrived, in obedience to a joint resolution, the House proceeded to the election of a keeper of the penitentiary.

Ordered, That Messrs. Machen and Lindsey inform the Senate that this House is now ready to proceed with said election.

A message was received from the Senate, announcing that they were ready to proceed with said election.

Mr. Johnson nominated Mr. Zeb. Ward, as a suitable person to fill the office of keeper of the penitentiary.

And Mr. Reid nominated Mr. Jeremiah W. South.

After interchanging nominations between the two Houses, this House proceeded to take a vote, which stood thus:

Those who voted for Mr. Ward, were

V. P. Armstrong,	George S. Fleming,	Charles A. Marshall,
William A. Barton,	Sidney A. Foss,	James H. McDaniel,
Robert Browder,	John K. Goodloe,	James M. Mitchell,
Erasmus O. Brown,	George W. Hamilton,	Wm. P. Payne,
Gabriel S. Caldwell,	Wm. O. Hansford,	C. D. Pennebaker,
James L. Caldwell,	Wilford Lee Harned,	E. G. Sebree,
Braxton W. Chamblin,	Pleasant Hines,	Thomas Shanks,
Leslie Combs,	John B. Huston,	Charles P. Talbot,
Dillard C. Daniel,	James S. Jackson,	C. W. White,
James W. Davis,	Madison C. Johnson,	T. C. Winfrey,

Stephen T. Drane,	Thos. N. Lindsey,	William Woods,
Blanton Duncan,	James B. Lyne,	S. Worthington—38.
Curtis Field, Jr.,	John G. Lyon,	

Those who voted for Mr. South, were

Mr. Speaker, (White,)	Anderson Gray,	Newton P. Reid,
William T. Anthony,	Wm. H. Hamilton,	Robert Richardson,
Elias L. Barbee,	Elisha Hardy,	John I. Roach,
Robert Bates,	Harvey F. Hensley,	Sinclair Roberts,
Joseph M. Boarman,	James K. Huey,	William E. Russell,
William A. Brann,	G. M. Jessee,	Joseph Shawhan,
Thomas H. C. Bruce,	Milton E. Jones,	William B. Skean,
John M. Burns,	Hiram Kelsey,	Isaac Smith,
Isaac N. Clement,	Alfred Kendall,	Green Sterett,
Oliver Crawford,	William F. Leathers,	William J. Stitt,
Edward Crossland,	Willis B. Machen,	Ambrose H. Talbott,
Francis M. Daily,	Allen L. McAfee,	Alexander W. Thomas,
S. E. DeHaven,	John C. McCreary,	Henry Thompson,
Thomas M. Dickey,	John H. McMillan,	Benjamin C. Trapnall,
Henry B. Dobyns,	Jonathan Newcum,	Joshua T. White,
John Donan,	Hugh Newell,	Richard P. Whitt,
Charles Eaves,	William B. Parker,	John C. Wickliffe,
John Ellis,	Joseph Patton,	John K. Wilson,
John Ficklin,	Remus Payne,	B. M. Winston,
Abram H. Field,	H. K. Rachford,	John H. Woosley—60.

Messrs. Machen and Lindsey were appointed a committee on the part of this House, to act in conjunction with a similar committee from the Senate, to compare the joint vote and report the result.

After a short time Mr. Machen reported that the joint vote stood thus:

For Mr. J. W. South, - - - - - - -	75
For Mr. Zeb. Ward, - - - - - - -	57

Mr. J. W. South having received a majority of all the votes given, was declared duly elected keeper of the penitentiary for four years from and after the 1st day of March, 1859.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Internal Improvement—

1. A bill amending the charter of Knob Lick Turnpike road Company.

By same—

2. A bill to amend the charter of the Kentucky, Cumberland Gap, and Southern Railroad Company.

By same—

3. A bill to amend an act chartering the Richmond and Boonesborough Turnpike road Company.

By same—

4. A bill to incorporate the Jefferson Southern Pond Draining Company.

By same—

5. A bill to incorporate the Berry and Ravil Bridge Company.

By same—

6. A bill to incorporate the Rolling Fork and St. Mary's Turnpike road Company.

By same—

7. A bill to incorporate the Dudaren Mill Turnpike road Company.

By same—

8. A bill to amend the charter of the Henderson and Nashville Railroad Company.

By same—

9. A bill to organize and carry out a general system of improving the roads in Logan county.

By same—

10. A bill to amend an act, entitled, an act to amend the charter of the Lexington and Danville Railroad Company, approved March 10, 1856.

By same—

11. A bill to incorporate the St. Andrews church, in Louisville.

By same—

12. A bill to incorporate the Fowler's creek and Staffordsburg Turnpike road Company.

By same—

13. A bill amending the Union Turnpike road Company.

By same—

14. A bill regulating the duties of the sheriff of Warren county, in regard to railroad tax.

By same—

15. A bill to incorporate Franklin Lodge of Independent Order of Odd Fellows, of Garrard county.

By same—

16. A bill for the benefit of the academical department of the University of Louisville.

By same—

17. A bill for the benefit of the Bank of Providence, Rhode Island.

By same—

18. A bill to charter the Kentucky river Improvement Company.

By same—

19. A bill allowing state aid to internal improvements.

By same—

20. A bill to incorporate the North Bend and Wolper Turnpike road Company.

By same—

21. A bill to establish and incorporate the town of Charlottsville, in Pulaski county.

By same—

22. A bill to incorporate the Bunker Hill and Big Sandy Coal-mining and Lumber Company.

By same—

23. A bill to incorporate the Mount Lebanon and Kentucky river Turnpike Company.

By same—

24. A bill to incorporate the Sugar creek and Hickman Turnpike road Company.

By same

25. A bill to incorporate the Liberty and Russell's Springs Turnpike road Company.

By same—

26. A bill to amend an act, entitled, an act to amend the charter of the Glasgow and Scottsville Turnpike road Company, approved February 21, 1848.

By same—

27. A bill to extend the power of the trustees of the town of Leesburg, in Harrison county.

By same—

28. A bill to prevent the wanton destruction of fish in Green river and its tributaries.

By same—

29. A bill authorizing the county court of Barren to subscribe stock to the Barren county railroad.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of the 18th and 19th bills having been dispensed with,

The 18th was made the special order for Tuesday next, at 10 o'clock, A. M.

Ordered, That the Public Printer forthwith print 150 copies each, of the 18th and 19th bills, for the use of the members of the General Assembly.

The rule of the House, constitutional provision, and second and third readings of the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th,

12th, 13th, 14th, 15th, 16th, 17th, 20th, 21st, 22d, 23d, 24th, 25th, 26th, 27th, 28th and 29th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The same committee, to whom was referred a bill from this House, entitled,

An act to authorize the county court of Logan to change its subscription to the Louisville and Nashville Railroad Company,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The same committee, to whom was referred bills from the Senate of the following titles, viz:

An act to incorporate the Louisville and Cane Run Plank road Company.

An act to incorporate the Nashville and Cumberland Coal and Lumber Company.

An act to incorporate Cranetown Turnpike road Company.

An act for the benefit of the Maysville and Mt. Sterling Turnpike road Company.

An act for the benefit of the Spencer and Nelson turnpike road.

An act to amend an act, entitled, an act to incorporate the Springfield, Perryville and Danville Turnpike road Company.

An act to amend an act, entitled, an act to incorporate the Danville and Hustonville Turnpike road Company.

An act for the benefit of the Shelbyville and Mount Eden Turnpike Company.

An act to incorporate the London, Somerset and Waitsborough Turnpike road Company.

An act to amend the charter of the Jefferson and Brownsborough Turnpike road.

An act to incorporate the Hustonville and Bradfordsville Turnpike road Company.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The same committee, to whom was referred a bill from the Senate, entitled,

An act to incorporate the Elizaville and Blue Lick Turnpike road Company,

Reported the same with an amendment.

Which was concurred in.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

And then the House adjourned.

FRIDAY, FEBRUARY 5, 1858.

1. Mr. Anthony presented the remonstrance of sundry citizens of Allen and Monroe counties, against the repeal of the act declaring Big Barren river a navigable stream above the mouth of Peters' creek.

2. Mr. A. H. Field presented the petition of C. D. Shean, praying an appropriation of a sum of money due him by the Louisville and Elizabethtown Turnpike road Company.

3. M. A. H. Talbott presented the petition of A. J. Staten, praying permission to peddle goods in the edge of Henry and Trimble counties.

4. Mr. Huey presented the petition of sundry citizens of Graves and Marshall counites, praying the establishment of a state road from Birmingham to Mayfield.

5. Mr. Newcum presented the petition of sundry citizens of the town of Crab Orchard, praying permission that the trustees of said town be permitted to grant license to coffee-house keepers.

Which were received, the reading dispensed with, and referred—the 1st and 4th to the committee on Internal Improvement; the 2d to

to the committee on Claims; and the 3d and 5th to the committee on Propositions and Grievances.

Mr. Newcum, at the request of the sergeant-at-arms, presented to the House a registration of the birth, age, residence, &c., of the members and officers of the House of Representatives, which is as follows:

The following Table shows the names, age, birth place, residence and occupation of the members and officers of the House of Representatives.

Names.	Age	Birth place.	Residence.	Occupation.
Mr. Speaker, (White,)	42	Green county, Kentucky,	Greensburg,	Doctor, merchant, farmer and politician.
Anthony, Wm. T.,	39	Allen county, Kentucky,	Allen county,	Farmer and merchant.
Armstrong, Vene P.,	35	Washington City, D. C.,	West Point,	Merchant.
Barbee, Elias L.,	39	Taylor county, Kentucky.	Campbellsville, Taylor county,	Lawyer.
Barton, William A.,	37	Grayson county, Kentucky,	Hardinsburg, Breckinridge co.,	A high toned elegant gentleman.
Bates, Robert,	27	Perry county, Kentucky,	Letcher county,	Merchant.
Belshe, James C.,	43	Wayne, (now Clinton) county, Kentucky,	Wayne county,	Farmer and dealer in live stock.
Boarman, Joseph M.,	50	St. Charles, Maryland,	Raywick, Marion county,	Farmer.
Brann, William A.,	43	Pendleton county, Kentucky,	Pendleton county,	Farmer.
Browder, Robert,	54	Dinwiddie county, Virginia,	Logan county,	Farmer.
Brown, Erasmus O.,	40	Burksville,	Brandenburg,	Physician.
Bruce, Thomas H. C.,	41	Lewis county, Kentucky,	Lewis county,	Farmer.
Burns, John M.,	31	Lawrence county, Kentucky,	Prestonsburg,	Lawyer.
Caldwell, Gabriel S.,	47	Boyle county,	Boyle county,	Farmer.
Caldwell, James L.,	32	Montgomery county,	Shelbyville,	Lawyer.
Chamblin, Braxton W.,	51	Bourbon county,	Burlington, Boone county,	Physician.
Clement, Isaac N.,	38	Livingston county, Kentucky,	Crittenden county,	Farmer.
Combs, Leslie,	67	Clarke county, Kentucky,	Lexington,	Internal Improvement.
Crawford, Oliver,	51	Estill county,	Estill county,	Farmer and dealer in stock.
Crossland, Edward,	30	Hickman county, Kentucky,	Hickman county,	Lawyer.
Daily, Francis M.,	36	Fayette county, Kentucky,	Daviess county,	Physician.
Daniel, Dillard C.,	28	Estill county,	Stanton, Powell county,	Lawyer.
Davis, James W.,	43	Knox county, Kentucky,	Knox county,	Trader and farmer.
DeHaven, Samuel E.,	30	Jefferson county, Kentucky,	Oldham county,	Lawyer.
Dickey, Thomas M.,	26	Barren county,	Glasgow, Barren county,	
Dobyns, Henry B.,	27	Bath county,	Fleming county,	Farmer.
Donan, John,	30	Native born,	Munfordsville, Hart county,	Lawyer.
Drane, Stephen T.,	50	Shelby county,	Shelby county,	Farmer.
Duncan, Blanton,	30	Louisville,	Louisville,	Lawyer.
Eaves, Charles,	33	Muhlenburg county,	Greenville, Muhlenburg co.,	Lawyer.
Ellis, John,	42	Mason county,	Kenton county,	Farmer.
Ficklin, John,	36	Bath county,	Bath county,	Farmer.
Field, Abram H.,	26	Shepherdsville,	Shepherdsville,	Lawyer.
Field, Curtis, jr.,	35	Madison county,	Richmond,	Lawyer.

Fleming, George S.,	30	Fleming county,	Flemingsburg,	Farmer.
Foss, Sidney A.,	34	Ohio county,	Salina, Jefferson county,	Physician.
Goodloe, John K.,	31	Kentucky,	Versailles,	Lawyer.
Gray, Anderson,	39	Russell county,	Grayson county,	Farmer.
Hamilton, George W.,	32	Bracken county,	Brookville, Bracken county,	Lawyer.
Hamilton, Wm. H.,	38	Washington county,	Larue county,	Farmer.
Hansford, Wm. O.,	31	Lincoln county,	Crab Orchard,	High gentleman.
Hardy, Elisha,	67	Pittsylvania county, Virginia,	Calloway county,	Farmer.
Harned, Wilford Lee,	31	Nelson county,	Hardin county,	Farmer.
Hensley, Harvey [illegible].,	29	Scott county, Virginia,	Owsley county,	Lawyer.
Hines, Pleasant,	61	Charlotte county, Virginia,	Warren county,	Farmer.
Huey, James K.,	29	Livingston county,	Smithland,	Lawyer.
Huston, John B.,	44	Nelson county,	Winchester,	Lawyer.
Jackson, James S.,	34	Fayette county,	Christian county,	Farmer.
Jessee, George M.,	26	Shelby county,	Henry county,	Farmer.
Johnson, Madison C.,	49	Scott county,	Lexington,	Lawyer.
Jones, Milton E.,	34	Whitley county,	Waitsboro', Pulaski county,	Merchant.
Kelsey, Hiram,	38	New Hampshire,	New Liberty,	Lawyer.
Kendall, Alfred,	47	Harrison county,	Grant county,	Farmer.
Leathers, Wm. F.,	37	Nelson county,	Lawrenceburg,	Speculator in lands.
Lindsey, Thomas N.,	49	Campbell county,	Frankfort,	Lawyer.
Lyne, James B.,	25	Randolph, Tennessee,	Henderson,	Lawyer.
Lyon, John G.,	50	Jefferson county,	Louisville,	Contractor on public works.
Machen, Willis B.,	47	Caldwell county,	Lyon county,	Farmer.
Marshall, Charles A.,	48	Mason county,	Mason county,	Agriculture.
McAfee, Allen L.,	32	Mercer county,	Nicholasville,	Lawyer.
McCreary, John C.,	50	Nashville, Tennessee,	Franklin, Simpson county,	Physician.
McDaniel, James H.,	34	Harrison county,	Warsaw, Gallatin county,	Merchant.
McMillan, John H.,	48	Monroe county,	Monroe county,	Farmer.
Mitchell, James M.,	30	Montgomery county,	Jefferson county,	Farmer.
Morse, Samuel F.,	47	Caldwell county,	Mayfield,	Farmer.
Muir, Peter B.,	34	Nelson county,	Louisville,	Lawyer.
Newcum, Jonathan,	37	Rockcastle county,	Mt. Vernon, Rockcastle co.,	Lawyer.
Newell, Hugh,	62	Bourbon county,	Harrison county,	Farmer.
Parker, Wm. B.,	37	Essex county, Virginia,	Hopkins county,	Machinist and farmer.
Patton, Joseph,	47	Huntington county, Pennsylvania,	Greenup county,	Farmer.
Payne, Remus,	46	Fayette county,	Scott county,	Farmer.
Payne, Wm. P.,	37	Russell county,	Russell county,	Farmer.
Rachford, H. K.,	43	Campbell county,	Alexandria,	Physician.
Reid, Newton P.,	37	Montgomery county,	West Liberty,	Lawyer.
Pennebaker, C. D.,	32	Nelson county,	Louisville,	Lawyer.
Richardson, Robert,	30	Louisville,	Covington,	Lawyer.

TABLE—Continued.

Names.	Age	Birth place.	Residence.	Occupation.
Roach, John I.,	37	Charlotte, Virginia,	Trigg county,	Farmer.
Roberts, Sinclair,	60	Gil s county, Virginia,	Lawrence county,	Farmer.
Russell, Wm. E.,	27	Adair county,	Columbia,	Lawyer.
Sebree, E. G.,	40	Christian county,	Todd county,	Farmer.
Shanks, Thomas,	44	Shelby county,	Louisville,	Brick layer.
Shawhan, Joseph,	77	Pennsylvania,	Harrison county,	Farmer.
Skean, Wm. B.,	56	Blount county, Tennessee,	Whitley county,	Farmer.
Smith, Isaac,	36	Barren county,	Barren county,	Farmer.
Sterett, Green,	46	Breckinridge county,	Hawesville, Hancock county,	Physician.
Stitt, Wm. J.,	35	Nicholas county,	Carlisle, Nicholas county,	Tavern keeper.
Talbott, Ambrose H.,	37	Bourbon county,	Bedford, Trimble county,	Merchant.
Talbot, Charles P.,	42	Bourbon county,	Bourbon county,	Farmer.
Thomas, Alex. W.,	61	Shelby county,	Spencer county,	Farmer.
Thompson, Henry,	50	Woodford county,	Ohio county,	Farmer.
Trapnall, Benj. C.,	35	Mercer county,	Harrodsburg,	Lawyer.
White, Joshua T.,	40	Caldwell county,	Ballard county,	Mechanic.
Whitt, Richard P.,	51	Russell, county Virginia,	Bruin, Carter county,	Farmer.
Wickliffe, John C.,	27	Nelson county,	Nelson county,	Lawyer.
Wilson, John K.,	37	Lexington,	Washington county,	Merchant.
Winfrey, T. C.,	27	Rock house bottom,	Burksville,	Lawyer.
Winston, Benjamin M.,	41	Amelia county, Virginia,	Caseyville, Union county,	Merchant.
Woods, William,	70	Garrard county,	Near Paint Lick,	Farmer.
Woosley, John H.,	28	Christian county,	Edmonson county,	Physician.
Worthington, Samuel,	51	Mason county,	Mason county,	Farmer.
Robb, Wm. N.,	36	Jessamine county,	Fayette county,	Sergeant-at arms.
Randall, A. P.,	25	Mercer county,	Anderson county,	Door-keeper.
McClarty, Clinton,	26	Breckinridge county,	Owensborough,	Principal clerk.
Welburne, W. J. N.,	36	Bedford county, Tennessee,	Clinton, Hickman county,	Assistant clerk.
Johnson, J. H.,				Assistant clerk.
Sayres, Sam. C.,	31	Philadelphia, Pennsylvania,	Frankfort,	Assistant clerk, by courtesy.

Mr. Machen read and laid on the table the following resolutions, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators in congress be instructed, and our Representatives requested, to favor the immediate admission of Kansas into the Union, according to the recommendations of the President, in his message of the 2d instant, upon an equal footing with the other states of the Union.

Resolved, That the dominant division of the people of the territory of Kansas having elected a governor and other state officers, together with a legislature, according to the provisions of the Lecompton constitution, pledged to organize the government as soon as admitted into the Union under said constitution, and therefore provide for the calling of a convention to amend or reconstruct said constitution in accordance with the will of the people of said state it is obvious that the immediate admission of the state will terminate all external agitation, and, in a short time, must bring quiet to that distracted people, whereas the refusal to admit the state as now proposed, would certainly increase the excitement and prolong agitation, which must be attended with serious evils, and might terminate in results which every patriot would deplore.

Mr. Machen moved to dispense with the rule requiring joint resolutions to lie one day on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Stitt and Gray, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)
William T. Anthony,
Elias L. Barbee,
Robert Bates,
James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Thomas H. C. Bruce,
John M. Burns,
Isaac N. Clement,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
Charles Eaves,
John Ellis,
John Ficklin,
Abram H. Field,
Anderson Gray,
Wm. H. Hamilton,
Elisha Hardy,
Harvey F. Hensley,
James K. Huey,
George M. Jessee,
Hiram Kelsey,
Alfred Kendall,
W. F. Leathers,
Willis B. Machen,
Allen L. McAfee,
John C. McCreary,
John H. McMillan,
Jonathan Newcum,
Hugh Newell,
William B. Parker,
Joseph Patton,
Remus Payne,
Newton P. Reid,
Robert Richardson,
John J. Roach,
Sinclair Roberts,
William E. Russell,
Joseph Shawhan,
William B. Skean,
Isaac Smith,
Green Sterett,
William J. Stitt,
Ambrose H. Talbott,
Alex. W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
John K. Wilson,
Benj. M. Winston,
John H. Woosley—58.

Those who voted in the negative, were

William A. Barton,	George W. Hamilton,	James H. McDaniel,
Robert Browder,	Wm. O. Hansford,	William P. Payne,
Erasmus O. Brown,	Wilford Lee Harned,	C. D. Pennebaker,
James L. Caldwell,	Pleasant Hines,	Elijah G. Sebree,
Braxton W. Chamblin,	John B. Huston,	Thomas Shanks,
Dillard C. Daniel,	James S. Jackson,	Charles P. Talbot,
Stephen T. Drane,	Madison C. Johnson,	C. W. White,
Curtis Field, Jr.	T. N. Lindsey,	T. C. Winfrey,
George S. Fleming,	James B. Lyne,	William Woods,
Sidney A. Foss,	John G. Lyon,	S. Worthington—32.
John K. Goodloe,	C. A. Marshall,	

Ordered, That the Public Printer forthwith print 150 copies of said resolutions, for the use of the members of the General Assembly.

Mr. Goodloe, from the committee on Claims, to whom was referred bills from the Senate of the following titles, viz:

1. An act to improve the navigation of the Kentucky river.

2. An act for the benefit of S. W. Rennick, sheriff of Hickman county.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The yeas and nays being required on the passage of the first named bill, by the constitution, were as follows:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John K. Goodloe,	Remus Payne,
Elias L. Barbee,	George W. Hamilton,	C. D. Pennebaker,
William A. Barton,	Wm. H. Hamilton,	Newton P. Reid,
Robert Bates,	Wm. O. Hansford,	Robert Richardson,
Joseph M. Boarman,	Harvey F. Hensley,	Sinclair Roberts,
William A. Brann,	Pleasant Hines,	E. G. Sebree,
Robert Browder,	John B. Huston,	Thomas Shanks,
Thomas H. C. Bruce,	James S. Jackson,	Joseph Shawhan,
John M. Burns,	G. M. Jessee,	William B. Skean,
James L. Caldwell,	Madison C. Johnson,	Isaac Smith,
Isaac N. Clement,	Hiram Kelsey,	William J. Stitt,
Oliver Crawford,	William F. Leathers,	Ambrose H. Talbott,
Edward Crossland,	Thos. N. Lindsey,	Charles P. Talbot,
Francis M. Daily,	James B. Lyne,	Alexander W. Thomas,
Dillard C. Daniel,	John G. Lyon,	Benjamin C. Trapnall,
S. E. DeHaven,	Willis B. Machen,	C. W. White,
Henry B. Dobyns,	Charles A. Marshall,	Richard P. Whitt,
Stephen T. Drane,	Allen L. McAfee,	John C. Wickliffe,

Charles Eaves,	James H. McDaniel,	John K. Wilson,
John Ficklin,	James M. Mitchell,	T. C. Winfrey,
Abram H. Field,	Jonathan Newcum,	B. M. Winston,
Curtis Field, Jr.,	Hugh Newell,	William Woods,
George S. Fleming,	Joseph Patton,	S. Worthington—70.
Sidney A Foss,		

Those who voted in the negative, were

Erasmus O Brown,	John C. McCreary,	William E. Russell,
Braxton W. Chamblin,	John H. McMillan,	Green Sterett,
Anderson Gray,	William B. Parker,	Henry Thompson,
Elisha Hardy,	Wm. P. Payne,	Joshua T. White,
James K. Huey,	John I. Roach,	John H. Woosley—15.

The committee on Claims reported

A bill appropriating money to the Eastern Lunatic Asylum.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Mr. Russell moved to amend said bill by striking out the 4th section thereof.

Said section reads as follows, viz:

§ 4. That the sum of $19,500 is hereby appropriated to the board of commissioners of said Asylum, for the purpose of purchasing land for the use of said Asylum; and the auditor of public accounts is directed to draw his warrant in favor of the chairman of said board of commissioners for one-half of said appropriation, as soon as the same may be needed to pay for the land purchased for said Asylum; and for the balance of said appropriation he shall draw his warrant in like manner, on the 1st of January, 1859. Any land purchased under this act shall vest in the commonwealth of Kentucky.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Russell and Wickliffe, were as follows, viz:

Those who voted in the affirmative, were

Robert Bates,	J. K. Huey,	William P. Payne,
Joseph M. Boarman,	George M. Jessee,	John I. Roach,
Wm. A. Brann,	A. L. McAfee,	Sinclair Roberts,
Gabriel S. Caldwell,	John C. McCreary,	William E. Russell,
Henry B. Dobyns,	J. H. McMillan,	Wm. B. Skean,
John Ellis,	Jonathan Newcum,	Green Sterett,
Wm. H. Hamilton,	Hugh Newell,	W. J. Stitt,
Elisha Hardy,	William B. Parker,	Joshua T. White—24.

Those who voted in the negative, were

E. L. Barbee,
Wm. A. Barton,
James C. Belshe,
Robert Browder,
E. O. Brown,
John M. Burns,
J. L. Caldwell,
B. W. Chamblin,
Leslie Combs,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
D. C. Daniel,
Samuel E. DeHaven,
Thomas M. Dickey,
S. T. Drane,
Charles Eaves,
John Ficklin,
C. Field, jr.,
G. S. Fleming,
Sidney A. Foss,
J. K. Goodloe,
Anderson Gray,
George W. Hamilton,
Wm. O. Hansford,
Wilford Lee Harned,
H. F. Hensley,
Pleasant Hines,
J. B. Huston,
James S. Jackson,
M. C. Johnson,
Hiram Kelsey,
Alfred Kendall,
William F. Leathers,
Thomas N. Lindsey,
James B. Lyne,
John G. Lyon,
W. B. Machen,
Charles A. Marshall,
J. H. McDaniel,
James M. Mitchell,
Joseph Patton,
Remus Payne,
C. D. Pennebaker,
H. K. Rachford,
Newton P. Reid,
Robert Richardson,
E. G. Sebree,
Thomas Shanks,
Joseph Shawhan,
Isaac Smith,
A. H. Talbott,
C. P. Talbot,
A. W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
C. W. White,
Richard P. Whitt,
J. C. Wickliffe,
J. K. Wilson,
T. C. Winfrey,
Benjamin M. Winston,
Wm. Woods,
S. Worthington—64.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Senate, announcing their disagreement to bills from this House of the following titles, viz:

An act repealing the 1st section of an act to amend the charter of the town of Hopkinsville.

An act to amend the law in relation to wills.

That they had concurred in an amendment proposed by this House to a bill from the Senate, entitled,

An act to incorporate the Elizaville and Blue Lick Turnpike road Company,

That they had passed bills from this House of the following titles, viz:

An act legalizing certain acts and sales of the marshal of Brandenburg.

An act concerning the jurisdiction of justices of the peace in regard to breaches of the peace.

An act to extend the terms of the Henderson circuit court.

An act to extend the corporate limits of the town of Owensboro.

An act for the benefit of the proprietors of the Union White Sulphur Springs.

An act concerning the court of appeals.

An act to amend the charter of Columbus.

An act to repeal the charter of Baltimore.

An act to change the time of electing police judge of the town of Tompkinsville.

An act amendatory of the charter of the town of Cynthiana.

An act for the benefit of James Faulkner.

An act to incorporate Alma Lodge, No. 322, of Free and Accepted Masons.

An act amending the laws concerning passways.

With an amendment to the last named bill.

That they had passed bills and a resolution of the following titles, viz:

An act for the benefit of William Brown, of Jessamine county.

An act to amend the charter of the town of Versailles.

An act to incorporate the town of Catlettsburg, in Greenup county.

An act in relation to the New Orleans and Ohio Telegraph Company.

An act to incorporate the Lumberman's and Builders' Planing Mill Company.

An act concerning the clerk of the Hardin county court.

An act for the benefit of the New Orleans and Ohio Railroad.

An act defining the jurisdiction of the McCracken county judge.

An act to incorporate the Bridgeport Female Institute.

A resolution in relation to the final adjournment of the General Assembly.

The House then took up for consideration

A bill authorizing certain publications in newspapers of this commonwealth.

Mr. Lindsey moved an amendment to said bill.

Ordered, That the further consideration of said bill and amendment be postponed for the present.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Internal Improvement—

1. A bill concerning the chartered turnpike roads in Montgomery county.

By same—

2. A bill to amend the charter of the Mount Sterling and Jeffersonville Turnpike road Company.

By same—

3. A bill to amend the charter of the Oregon Turnpike road Company.

By the committee on Education—

4. A bill to incorporate the Danville Female Academy.

By same—

5. A bill to incorporate the Hustonville Christian Academy.

By same—

6. A bill to amend an act, entitled, an act to incorporate Bethel Academy.

By same—

7. A bill to amend an act incorporating Minerva Seminary.

By same—

8. A bill to incorporate Union College, at Crittenden, in Grant county.

By same—

9. A bill to incorporate the Little River Academy.

By same—

10. A bill to amend an act, entitled, an act to incorporate the Covington Library Association.

By same—

11. A bill in relation to the Falmouth Seminary.

By same—

12. A bill to modify the charter of Trigg Academy.

By same—

13. A bill for the benefit of Robert D. Murray, common school commissioner for Hart county.

By same—

14. A bill for the benefit of Robert D. Murray, common school commissioner for Hart county.

By same—

15. A bill for the benefit of John Dills, jr.

By same—

16. A bill in relation to the Louisville and Portland Railroad Company, and the Kentucky Institution for the Education of the Blind.

By same—

18. A bill to incorporate the Catlettsburg Circulating Library Association.

By same—

19. A bill for the benefit of the public schools in Louisville.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 18th and 19th bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The same committee reported

A bill to amend the charter of the Bracken Academy.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. G. W. Hamilton moved an amendment to said bill, by way of substitute.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The same committee, to whom was referred bills from the Senate of the following titles, viz:

An act for the benefit of common school district No. 18, in Larue county.

An act for the benefit of school district No. 13, in Henry county.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The same committee, to whom was referred a bill from the Senate, entitled,

An act to amend an act, entitled, an act to incorporate the Ashland Female Seminary.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be amended to read as follows, viz:

An act to amend an act to incorporate the Ashland Female Seminary, and change the name thereof.

And then the House adjourned.

SATURDAY, FEBRUARY 6, 1858.

1. Mr. Eaves presented the petition of sundry citizens of McLean county, praying that a company be chartered to improve the road from Rumsey to Cypress bridge.

2. Mr. Lyon presented the petition of sundry citizens of the city of Louisville, praying for a charter for a planing mill company.

Which were received, the reading dispensed with, and referred to the committee on Internal Improvement.

A bill from the Senate, entitled,

An act to incorporate the Lumberman's and Builders' Planing Mill Company,

Was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That said bill be referred to the committee on Internal Improvement.

Mr. W. H. Hamilton, from the committee on the Penitentiary, made the following report, viz:

The committee have examined, carefully, the improvements made under an act passed the 10th of March, 1856, consider the improvements and alterations valuable and judicious. The contracts were made on terms highly advantageous to the State, and well adapted to the wants of the institution. The improvements will add greatly to the comfort of the inmates, and renders the institution much more comfortable than heretofore. They are convinced of the necessity of the additional improvements suggested in the report of the Commissioners,

to-wit: the building of the cross-wall, and the construction of a sewer to the Kentucky river, of sufficient capacity to thoroughly drain the yard of the water, filth, &c., constantly accumulating in it. They further suggest the removal of the smoke-house from its present location to some other part of the yard.

In case of a deficiency in the appropriation heretofore made, a portion of which remains yet unexpended, to complete the above named additional improvements, the committee recommend that a sufficiency, out of the next year's rent of the institution, be made subject to the order of the Commissioners for that purpose.

Your committee find, that since the completion of the late alterations in the cell departments, the convicts are kept in separate cells, which are furnished with suitable bedding, and otherwise made altogether more comfortable than at any previous time. The departments are well lighted and ventilated, and nothing now remains wanting to make it all that can be desired. A strict regard is observed to cleanliness, to proper warming at the proper season, and due attention paid to the free circulation of fresh air in the cell department. The hospital, guard-room, and female department, are all judiciously arranged, and well adapted for the purposes for which they are intended. The committee believe these improvements, when completed, will place the institution in a better condition than it was ever before.

The committee have made diligent inquiries into the mode of management of the institution since it has been under the control of the present keeper. They have had before them several of the officers now employed in the institution, the attending physicians, and also physicians and other persons employed under the late keeper; from those persons the committee learn that the institution is under government similar to that pursued for many years passed; but in many particulars it is believed to be better. The convicts appear to be well fed, clothed, and otherwise well treated, according to the testimony before us; they are not over-worked or *inhumanly* treated in any way.

The recent improvements in the cell department, and the addition of the large and well arranged hospital recently erected, will contribute greatly to the health and comfort of the sick and infirm.

The committee unanimously agree, that the time allowed the convicts for dinner and rest is too short, and would recommend, that instead of half an hour, as now allowed by law, they be allowed one hour at that meal.

There is a sermon preached to them every Sabbath, by some one of the ministers of the various denominations residing in the city. Before and after the services in the chapel on the Sabbath, the convicts are permitted to mix promiscuously in the yard and shops, and to amuse themselves until night, according to their own peculiar notions and tastes; and we recommend a continuance of the practice.

In regard to the increased mortality in the institution within the last few years, the committee could not ascertain any satisfactory cause. It was evident to the committee that the diseased inmates did not suffer for skillful medical attention, and that, so far as the hospital department would permit, every comfort was furnished them that was needed.

The Legislature having passed a law for the future government of

the institution, the committee deem it useless to offer any further suggestions touching the management of it during the term of the present keeper.

On examining the act of the Legislature, approved the 10th of March, 1856, appointing Commissioners to carry out the provisions of that act, we find that no compensation was made them for their services. The committee have learned that they have given much time and attention to the matter, and in view of the very faithful and advantageous manner in which they have had work executed, would advise a liberal compensation for their services. W. H. HAMILTON,

Chairman of the House Committee on the Penitentiary.

Ordered, That the Public Printer forthwith print 150 copies of said report, for the use of the members of the General Assembly.

A bill from the Senate, entitled,

An act for the benefit of William Brown, of Jessamine county,

Was read the first time and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Ordered, That said bill be referred to the committee on the Judiciary.

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to incorporate the Russellville and Logan county Agricultural and Mechanical Association.

An act to provide for holding county courts in Covington.

An act for the benefit of Lewis White, late of Owen county.

An act to extend the corporte limits of the city of Hickman.

An act to amend the 42d chapter of the Revised Statutes.

An act to incorporate the Christian Church of Ghent, Carroll county.

An act for the benefit of John G. Townsend.

An act to amend the charter of the city of Hickman, in Fulton county.

At act permitting the sale of real estate at the door of the court house in the city of Newport.

An act for the benefit of Judith E. Bush.

An act for the benefit of the German Methodist Episcopal church, of Newport.

An act to amend the acts concerning the town of Lebanon.

An act to incorporate the German Workman's Benevolent Association, of Covington.

An act for the benefit of the sheriff of Washington county.

An act to incorporate the Little River Baptist Church, in Christian county.

An act to incorporate Bear Wallow Lodge of Free and Accepted Masons.

An act to incorporate the German Gymnastic Association, of Newport.

An act to amend an act, entitled, an act for the benefit of the Methodist Episcopal Church at Alexandria.

An act to amend the charter of the Ashland Cemetery Company.

An act for the benefit of the Baptist church in Russellville.

An act to provide for holding additional circuit courts in Covington.

An act for the benefit of Alexander McDonald,

An act for the benefit of W. P. Turpin, of Larue county.

An act to amend the charter of the Louisville and Nashville Railroad Company.

An act to amend the charter of the Covington and Cincinnati Bridge Company.

An act to incorporate the Nashville and Cumberland Coal and Lumber Company.

An act to amend the charter of the city of Newport.

And bills which originated in this House of the following titles, viz:

An act legalizing certain acts and sales of the marshal of Brandenburg.

An act to amend the charter of Columbus.

An act for the benefit of Robert Fluty and Jacob Rice.

An act to incorporate Alma Lodge, No. 322, of Free and Accepted Masons.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

A message was received from the Senate, announcing that they had passed bills from this House, of the following titles, viz:

An act in relation to the records and papers of the Rockcastle circuit court.

An act requiring certain bonds to be recorded in circuit and chancery courts.

An act to authorize the appointment of guardians, by clerks of circuit and chancery courts.

An act to incorporate the Hopkinsville Press Printing company.

An act creating a police judge and marshal for the town of Burlington.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

An act authorizing an increase of the capital stock of the Commercial Bank of Kentucky, and the establishment of additional branches.

An act to extend the charter of the Bank of Louisville, Bank of Kentucky, and Northern Bank.

An act to prevent the taking of usury, under color of exchange.

An act adding Jackson county to the 12th judicial district.

An act to amend the charter of the Versailles and Harrodsburg Turnpike road Company.

An act to incorporate a Lodge of Masons, in Carroll county.

An act authorizing justices of the peace to take depositions in certain cases.

An act for the benefit of William Smith, clerk of the Grant circuit court.

An act to regulate the holding of the circuit courts in the 12th judiciat district.

An act for the benefit of Sligo Division, No. 18, of the Sons of Temperance, in Henry county.

And that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Eleanor G. Vance.

An act for the benefit of J. D. Mannen and J. R. Gordon.

An act to amend the charter of the city of Paducah.

An act to amend the charter of the Ashland Fire, Marine and Life Insurance Company.

An act for the benefit of the personal representatives of W. B. A. Baker, deceased.

An act to incorporate De Kalb Lodge, No. 12, Independent Order of Odd Fellows.

An act to incorporate the Citizens' Fire Company, No. 3, of Covington, Kentucky.

An act to change the place of voting in the Hendronsville precinct, in Henry county.

An act to change the place of voting in the Meadow Creek district, in Whitley county.

The House again resumed the consideration of

A bill authorizing certain publications in newspapers of this commonwealth.

With an amendment proposed thereto by Mr. Lindsey.

On motion—

Ordered, That said bill and amendment be laid upon the table.

Mr. Goodloe, from the committee on Claims, to whom was referred the petition of D. A. Sayre; the petition of Welch and Nichols; the petition of J. C. Young; the petition of Bradley and Wood; the petition of David Henry; the petition of C. C. Green; and the petition of Thomas Robinson, asked to be discharged from the further consideration of the same.

Which was granted.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
February 6th, 1858.

Gentlemen of the Senate,
and House of Representatives:

I herewith transmit to you a certified copy of an act of the legislature of Tennessee, entitled, "an act to appoint commissioners to re-mark the State lines between Tennessee and Kentucky, east of the Mississippi river," with the accompanying letter of the Governor of that State, and recommend the subject to your favorable consideration.

C. S. MOREHEAD.

EXECUTIVE DEPARTMENT,
NASHVILLE, *February 3rd*, 1858.

His Excellency CHARLES MOREHEAD.

SIR: I have the honor to transmit to your excellency a copy of an act passed by the general assembly of the state of Tennessee, providing for the appointment of two commissioners, to meet such commissioners as may be appointed by your State, to run and re-mark the line between the States of Tennessee and Kentucky.

The commissioners upon the part of Tennessee will be appointed when I am advised of the fact that Kentucky is ready to proceed with the work. I am, very respectfully,

Your obedient servant,

ISHAM G. HARRIS.

An act to appoint Commissioners to re-mark the State lines between Tennessee and Kentucky, east of the Mississippi river.

Whereas, doubts have arisen as to the line of boundary between this State and the State of Kentucky, on the line east of the Mississippi river For remedy whereof—

§ 1. *Be it enacted by the General Assembly of the State of Tennessee*, That two persons be appointed by the Governor of the State, to meet such commissioners as may be appointed by the State of Kentucky, to run and re-mark the line established by the compact between the States of Tennessee and Kentucky. Beginning on the east bank of the Mississippi river, running thence to the eastern boundary of the State of Kentucky, putting up a large stone every five miles: *Provided*, When rock or stone cannot be conveniently had posts of some durable wood be substituted. That said commiseioners shall have full power and authority, and it is hereby made their duty, to employ a *field party*, to consist of one engineer, one surveyor, one back-sight man, and one axe man, and such others as may be necessary. The engineer and surveyor to be well qualified to make said survey upon scientific principles. Said commissioners to superintend the work.

§ 2. *Be it enacted*, That a copy of this act shall be transmitted, by the Governor, to the legislature of Kentucky, at its present session, with a request that said legislature will take such action upon it as may be necessary to effect its object; and so soon as action hereon shall be taken by the legislature of the State of Kentucky, and the Governor of this State, and of the State of Kentucky, shall have appointed commissioners, as provided in the 1st section of this act, it shall be the duty of said commissioners to proceed, as soon as practicable, to the performance of the duties required of them, and to have or cause the survey to be completed at as early a date as may be practicable.

§ 3. *Be it enacted*, That said commissioners shall, by a joint report, communicate to the Governor of their respective States, what they may do in the premises; and that the Governor of Tennessee shall communicate the same to the succeeding legislature of this State. Said commissioners shall accompany their said report with a map of their survey, showing the relative positions of former lines to the line of survey made by them, and such other information as may be necessary.

§ 4. That the comptroller of the treasury of this State, whenever directed by the Governor, shall issue, to the commissioners appointed by him, his warrant upon the treasurer of this State for the sum of three thousand dollars, to be by them appropriated to the purchase of necessary instruments, and the costs of making said survey.

§ 5. That said commissioners shall, also, in their report, show the time that each of them, and each of the field party, was necessarily

engaged in the performance of their respective duties in making said survey, the amount paid to each for his services, and also what future amount, if any, is necessary to pay the costs of the same.

§ 6. That said commissioners shall cause to be prepared, and filed in the office of the Secretary of State, a careful and full topographical map of the survey thus made, exhibiting the features of the country, and embodying all the geographical information that can be incidentally obtained in making such survey.

Passed January 29th, 1858.

DANIEL S. DONELSON,
Speaker of the House of Representatives.
JOHN C. BURCH,
Speaker of the Senate.

I, T. W. M. BURTON, Secretary of State of Tennessee, do hereby certify that the foregoing is a true and correct copy from the original law on file in my office.

In witness whereof, I have hereunto set my hand, and affixed the great seal of the State this 3d day of February, 1858.

T. W. M. BURTON,
Secretary of State.

Ordered, That said message be referred to the committee on Federal Relations.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and resolutions, which originated in this House, of the following titles, viz:

Preamble and resolutions in relation to the soldiers of the revolution, and the war of 1812.

An act legalizing certain acts and sales of the marshal of Brandenburg.

An act to amend the charter of Columbus.

An act to incorporate Alma Lodge, No. 322, of Free and Accepted Masons.

An act for the benefit of Robert Fluty and Jacob Rice.

The committee on Claims reported a bill to increase the salaries of the auditor and treasurer.

Which was read the first time, as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That from and after the passage of this act the salaries of the auditor and treasurer shall be twenty-five hundred dollars per annum each, payable quarterly; and that the auditor shall issue his warrant on the treasurer for the amount, and that the treasurer be and he is hereby

directed to pay the same out of any money in the treasury not otherwise appropriated.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

And so said bill was rejected.

The yeas and nays being required thereon by the constitution, were as follows, viz :

Those who voted in the affirmative, were

Mr. Speaker, (White,)	George W. Hamilton,	C. D. Pennebaker,
Thomas H. C. Bruce,	Wm. O. Hansford,	H. K. Rachford,
Gabriel S. Caldwell,	John B. Huston,	Wm. E. Russell,
Braxton W. Chamblin,	Madison C. Johnson,	Ambrose H. Talbott,
Leslie Combs,	James B. Lyne,	John C. Wickliffe,
Charles Eaves,	John G. Lyon,	John K. Wilson,
George S. Fleming,	J. M. Mitchell,	Benjamin M. Winston,
S. A. Foss,	Remus Payne,	S. Worthington—25.
John K. Goodloe,		

Those who voted in the negative, were

William T. Anthony,	Abram H. Field,	William B. Parker,
Elias L. Barbee,	Curtis Field, Jr.,	William P. Payne,
William A. Barton,	Anderson Gray,	Newton P. Reid,
Robert Bates,	Wm. H. Hamilton,	Robert Richardson,
James C. Belshe,	Elisha Hardy,	John I. Roach,
Joseph M. Boarman,	Wilford Lee Harned,	Sinclair Roberts,
William A. Brann,	Harvey F. Hensley,	Elijah G. Sebree,
Robert Browder,	Pleasant Hines,	Joseph Shawhan,
Erasmus O. Brown,	James K. Huey,	Wm. B. Skean,
John M. Burns,	James S. Jackson,	Isaac Smith,
James L. Caldwell,	Milton E. Jones,	Green Sterett,
Isaac N. Clement,	Hiram Kelsey,	William J. Stitt,
Oliver Crawford,	Alfred Kendall,	Charles P. Talbot,
Edward Crossland,	William F. Leathers,	Alex. W. Thomas,
Francis M. Daily,	Willis B. Machen,	Henry Thompson,
Dillard C. Daniel,	Allen L. McAfee,	C. W. White,
Samuel E. DeHaven,	John C. McCreary,	Joshua T. White,
Henry B. Dobyns,	James H. McDaniel,	Richard P. Whitt,
John Donan,	John H. McMillan,	T. C. Winfrey,
Stephen T. Drane,	Jonathan Newcum,	William Woods,
John Ellis,	Hugh Newell,	John H. Woosley—64.
John Ficklin,		

The same committee reported

A bill for the benefit of James Cummins.

Which was read the first time.

And the question being taken on ordering said bill to be read a second time, it was decided in the negative.

And so the said bill was rejected.

A message was received from the Senate, asking leave to withdraw the report of their disagreement to a bill from this House, entitled,

An act to amend the law in regard to jury trials, and the effect of the law in will cases.

Also,

An act to amend the charter of the town of Harrodsburg.

Which was granted, and the said bills were withdrawn.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Claims—

A bill for the benefit of James H. Gilbraith, of Cumberland county.

By Mr. Huston, from the committee on the Judiciary—

A bill to amend and change the 10th section of chapter 13 of Revised Statutes, title change of venue.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on the Judiciary reported

A bill to repeal the 82d chapter of the Revised Statutes.

Which was read the first time as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That chapter 82 of the Revised Statutes, entitled, "registration of births, deaths and marriages," be and the same is hereby repealed. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. C. P. Talbot and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

Wm. T. Anthony,	John Ficklin,	William P. Payne,
E. L. Barbee,	C. Field, jr.,	Newton P. Reid,

Robert Bates,	Anderson Gray,	John I. Roach,
James C. Belshe,	Wm. H. Hamilton,	William E. Russell,
Joseph M. Boarman,	Elisha Hardy,	Joseph Shawhan,
Wm. A. Brann,	H. F. Hensley,	Wm. B. Skean,
John M. Burns,	Pleasant Hines,	Isaac Smith,
Isaac N. Clement,	J. K. Huey,	Green Sterett,
Oliver Crawford,	Hiram Kelsey,	W. J. Stitt,
Edward Crossland,	Alfred Kendall,	A. W. Thomas,
Francis M. Daily,	William F. Leathers,	Henry Thompson,
Thomas M. Dickey,	W. B. Machen,	Joshua T. White,
Henry B. Dobyns,	John C. McCreary,	Benjamin M. Winston,
John Donan,	J. H. McMillan,	Wm. Woods,
John Ellis,	Hugh Newell,	John H. Woosley—45.

Those who voted in the negative, were

Mr. Speaker, (White,)	A. H. Field,	J. H. McDaniel,
Wm. A. Barton,	G. S. Fleming,	Jonathan Newcum,
Robert Browder,	Sidney A. Foss,	Joseph Patton,
E. O. Brown,	J. K. Goodloe,	C. D. Pennebaker,
T. H. C. Bruce,	George W. Hamilton,	H. K. Rachford,
Gabriel S. Caldwell,	Wm. O. Hansford,	E. G. Sebree,
J. L. Caldwell,	Wilford Lee Harned,	C. P. Talbot,
B. W. Chamblin,	J. B. Huston,	C. W. White,
Leslie Combs,	James S. Jackson,	Richard P. Whitt,
D. C. Daniel,	Thomas N. Lindsey,	J. C. Wickliffe,
Samuel E. DeHaven,	James B. Lyne,	T. C. Winfrey,
S. T. Drane,	John G. Lyon,	S. Worthington—37.
Charles Eaves,		

The committee on the Judiciary reported

A bill to alter the mode of raising revenue for county purposes.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the capitation tax now assessed on slaves, for county purposes, be and the same is hereby abolished; and that the county court of each county shall, at their annual court of claims, assess a tax of not exceeding four cents on each hundred dollars worth of property in the county, now assessed for state revenue, to be used for county purposes.

§ 2. That the revenue thus raised, together with the revenue from the white male titheables of the county, shall be collected and accounted for by the sheriffs of this commonwealth as the county levy is now collected and accounted for.

§ 3. That so much of chapter 26 of the Revised Statutes, as is in conflict with this act, be and the same is hereby repealed; all the balance of said chapter shall be and remain in full force and virtue.

§ 4. The county court shall have no right under this act, to raise, in any one year, a greater amount of revenue than is necessary to cover the debts of the county and the probable deficit in loss in collection.

§ 5. This act shall not apply to such counties as have special acts regulating the mode of raising and collecting county levy.

§ 6. That this act to take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

And so the said bill was rejected.

The yeas and nays being required thereon, by Messrs. Goodloe and Gray, were as follows, viz:

Those who voted in the affirmative, were

Robert Browder,	George S. Fleming,	Newton P. Reid,
James L. Caldwell,	John K. Goodloe,	E. G. Sebree,
Stephen T. Drane,	Allen L. McAfee,	William Woods—11.
Charles Eaves,	James H. McDaniel,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Abram H. Field,	Remus Payne,
William T. Anthony,	Curtis Field, Jr.,	Wm. P. Payne,
Elias L. Barbee,	Anderson Gray,	C. D. Pennebaker,
William A. Barton,	Wm. H. Hamilton,	H. K. Rachford,
Robert Bates,	Elisha Hardy,	John I. Roach,
James C. Belshe,	Wilford Lee Harned,	Joseph Shawhan,
Joseph M. Boarman,	Harvey F. Hensley,	William B. Skean,
William A. Brann,	Pleasant Hines,	Isaac Smith,
Erasmus O. Brown,	James K. Huey,	Green Sterett,
Thomas H. C. Bruce,	John B. Huston,	William J. Stitt,
John M. Burns,	James S. Jackson,	Ambrose H. Talbott,
Gabriel S. Caldwell,	Madison C. Johnson,	Charles P. Talbot,
Braxton W. Chamblin,	Hiram Kelsey,	Alexander W. Thomas,
Isaac N. Clement,	Alfred Kendall,	Henry Thompson,
Leslie Combs,	William F. Leathers,	C. W. White,
Oliver Crawford,	Thos. N. Lindsey,	Joshua T. White,
Edward Crossland,	James B. Lyne,	Richard P. Whitt,
S. E. DeHaven,	John G. Lyon,	John C. Wickliffe,
Thomas M. Dickey,	Willis B. Machen,	John K. Wilson,
Henry B. Dobyns,	Jonathan Newcum,	T. C. Winfrey,
John Donan,	Hugh Newell,	John H. Woosley,
John Ellis,	William B. Parker,	S. Worthington—68.
John Ficklin,	Joseph Patton,	

The committee on the Judiciary, to whom was referred bills from the Senate of the following titles, viz:

1. An act for the benefit of the circuit judge and attorney for the commonwealth for the 10th judicial district.

2. An act in relation to fees of commonwealth's attorneys.

Reported the 1st without and the 2d with an amendment.

Which was concurred in.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The House then took up for consideration the resolutions read and laid on the table on yesterday, by Mr. Machen.

Mr. Huston proposed a substitute for same.

And after some discussion had thereon, the House proceeded to the orders of the day.

Bills from the Senate of the following titles, viz:

1. An act to amend an act to amend the law regulating the sale of spirituous, malt and vinous liquors, to free negroes and slaves, approved February 27, 1856.

2. An act to repeal in part and amend in part, the 10th section of 13th chapter Revised Statutes.

3. An act for the benefit of the owners of the Nicholas House, in Carlisle.

4. An act to amend section 1, article 3, chapter 32, title "elections," Revised Statutes.

5. An act authorizing the county judge of Ohio county to submit to the qualified voters of said county the propriety of voting a tax for road purposes.

6. An act for the benefit of William T. Walker's heirs, of Hickman county.

7. An act appointing commissioners to run the dividing line between the counties of Campbell and Pendleton.

8. An act for the benefit of George W. Kouns, of Carter county.

9. An act to amend an act, entitled, an act to charter the Southwestern Agricultural and Mechanical Association.

10. An act to prevent the loss of the public books.

11. An act providing for the signing of the orders of the circuit courts of this commonwealth which remain unsigned.

12. An act to amend the law of costs.

13. An act amending the charter of the city of Maysville.

14. An act to increase the compensation of processioners of lands.

15. An act to amend article 2, chapter 99, of the Revised Statutes.

16. An act to amend section 846 of the Civil Code of Practice.

17. An act to amend the 3d section, 2d article, 32d chapter of the Revised Statutes.

18. An act to amend the charter of the town of Concord, in Lewis county.

19. An act to amend an act establishing the town of Vanceburg, in Lewis county.

20. An act for the benefit of the Maysville and Lexington Railroad Company, and for other purposes.

21. An act to exempt hired slaves from execution or attachment.

22. An act to incorporate the Franklin Philomethian Library Association.

23. An act to amend section 180, of chapter 1, title 8, of the Civil Code of Practice.

24. An act to amend chapter 86 of the Revised Statutes.

25. An act to incorporate the Republic Insurance Company, of Louisville.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with,

The 1st, 2d, 9th, 10th, 17th, 21st, 24th and 25th bills were referred to the committee on the Judiciary; the 4th to the committee on Privileges and Elections; the 7th to the committee on Propositions and Grievances; the 15th to the committee on Ways and Means; the 20th to the committee on Internal Improvement; the 22d to the committee on Education; and the 23d to the committee on the Codes of Practice.

Ordered, That the 3d, 5th, 6th, 8th, 11th, 12th, 13th, 14th, 16th, 18th and 19th bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

An act to increase the terms of the appellate court,

Was read the first time.

Mr. Johnson moved that said bill be laid on the table, which was decided in the affirmative.

An act to extend the charter of the Bank of Louisville, Bank of Kentucky and Northern Bank,

Was read the first time and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Wickliffe moved that said bill be referred to a committee of the

whole House, and made the special order for Monday next, at 10½ o'clock, A. M.

And the question being taken upon said motion, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Russell and Wickliffe, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Anderson Gray,	H. K. Rachford,
William A. Barton,	Wm. O. Hansford,	Robert Richardson,
Robert Browder,	Wilford Lee Harned,	Elijah G. Sebree,
Erasmus O. Brown,	Pleasant Hines,	Joseph Shawhan,
G. S. Caldwell,	John B. Huston,	Isaac Smith,
Leslie Combs,	James S. Jackson,	Charles P. Talbot,
Oliver Crawford,	Madison C. Johnson,	Alex. W. Thomas,
Edward Crossland,	W. F. Leathers,	C. W. White,
Dillard C. Daniel,	T. N. Lindsey,	John C. Wickliffe,
Thomas M. Dickey,	James B. Lyne,	T. C. Winfrey,
Abram H. Field,	James H. McDaniel,	Benj. M. Winston,
Curtis Field, Jr.	James M. Mitchell,	William Woods,
George S. Fleming,	Remus Payne,	John H. Woosley,
Sidney A. Foss,	C. D. Pennebaker,	S. Worthington—43.
John K. Goodloe,		

Those who voted in the negative, were

William T. Anthony,	John Ellis,	Hugh Newell,
Elias L. Barbee,	John Ficklin,	William B. Parker,
Robert Bates,	George W. Hamilton,	Joseph Patton,
James C. Belshe,	Wm. H. Hamilton,	Newton P. Reid,
Joseph M. Boarman,	Elisha Hardy,	John I. Roach,
William A. Brann,	Harvey F. Hensley,	William E. Russell,
Thomas H. C. Bruce,	James K. Huey,	William B. Skean,
John M. Burns,	Hiram Kelsey,	Green Sterett,
Isaac N. Clement,	Alfred Kendall,	Henry Thompson,
Henry B. Dobyns,	Willis B. Machen,	Joshua T. White,
John Donan,	John C. McCreary,	Richard P. Whitt—35.
Charles Eaves,	Jonathan Newcum,	

Ordered, That the report of the committee on Banks, and the resolution offered as an amendment thereto, be referred to said committee of the whole House.

An act authorizing an increase of the capital stock of the Commercial Bank of Kentucky, and the establishment of additional branches.

Was read the first time, and ordered to be read a second time.

Mr. Huston moved that the rule of the House, constitutional provision, and second reading of said bill be dispensed with.

And the question being taken upon said motion, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Russell and Huston, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Anderson Gray,	C. D. Pennebaker,
Wm. A. Barton,	George W. Hamilton,	H. K. Rachford,
Robert Browder,	Wm. O. Hansford,	Robert Richardson,
E. O. Brown,	Pleasant Hines,	E. G. Sebree,
Gabriel S. Caldwell,	J. B. Huston,	Joseph Shawhan,
Leslie Combs,	James S. Jackson,	Isaac Smith,
Oliver Crawford,	M. C. Johnson,	C. W. White,
Edward Crossland,	William F. Leathers,	T. C. Winfrey,
D. C. Daniel,	Thomas N. Lindsey,	Benjamin M. Winston,
Thomas M. Dickey,	James B. Lyne,	Wm. Woods,
C. Field, jr.,	J. H. McDaniel,	John H. Woosley,
G. S. Fleming,	James M. Mitchell,	S. Worthington—38.
Sidney A. Foss,	Remus Payne,	

Those who voted in the negative, were

Wm. T. Anthony,	John Ficklin,	William B. Parker,
E. L. Barbee,	Wm. H. Hamilton,	Joseph Patton,
Robert Bates,	Elisha Hardy,	Newton P. Reid,
James C. Belshe,	H. F. Hensley,	John I. Roach,
Joseph M. Boarman,	J. K. Huey,	William E. Russell,
Wm. A. Brann,	Alfred Kendall,	Wm. B. Skean,
John M. Burns,	W. B. Machen,	Green Sterett,
Isaac N. Clement,	Allen L. McAfee,	Henry Thompson,
Henry B. Dobyns,	John C. McCreary,	Joshua T. White,
Charles Eaves,	Jonathan Newcum,	Richard P. Whitt—32.
John Ellis,	Hugh Newell,	

Mr. Huston then moved that said bill have its second reading on Monday next, at 11 o'clock, A. M.

Pending which motion

The House adjourned.

MONDAY, FEBRUARY 8, 1858.

1. Mr. Goodloe presented the petition of David Humphreys and others, of Woodford county, praying the legislature to take charge of the Kentucky school for the Education of orphans.

2. Also, the peiition of sundry citizens of Midway, praying the legislature to repeal all laws allowing the trustees of Midway to impose taxes on the citizens of said town.

3. Mr. Woosley presented the petition of sundry citizens of Butler county, praying the passage of a law in relation to Butler Seminary.

Which were received, the reading dispensed with, and referred—the 1st and 3d to the committee on Education, and the 2d to the committee on the Judiciary.

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to incorporate the Hustonville and Bradfordsville Turnpike road Company.

An act to amend an act, entitled, an act to incorporate the Springfield, Perryville and Danville Turnpike road Company.

An act to amend the charter of the Jefferson and Brownsborough Turnpike road Company.

An act to incorporate Cranetown Turnpike road Company.

An act for the benefit of the Shelbyville and Mount Eden Turnpike Company.

An act to amend an act, entitled, an act to incorporate the Danville and Hustonville Turnpike road Company.

An act to incorporate the Louisville and Cane Run Plank road Company.

An act for the benefit of the Spencer and Nelson turnpike road.

An act for the benefit of the Maysville and Mt. Sterling Turnpike road Company.

An act to amend the charter of the Bardstown and Louisville Railroad Company.

An act to incorporate the American Insurance Company.

An act to incorporate the Louisville Marine Insurance Company.

An act for the benefit of Wright Ray and others.

An act to incorporate the town of Stamping Ground, in Scott county.

An act to incorporate the London, Somerset and Waitsborough Turnpike road Company.

And bills which originated in this House of the following titles, viz:

An act in relation to the records and papers of the Rockcastle circuit court.

An act to authorize the appointment of guardians, by clerks of circuit and chancery courts.

An act to extend the terms of the Henderson circuit court.

An act to establish a Sinking Fund for the city of Lexington.

An act for the benefit of James Faulkner.

An act concerning justices of the peace, in regard to breaches of the peace.

An act to extend the corporate limits of the town of Owensboro.

An act for the benefit of the proprietors of the Union White Sulphur Springs.

An act to change the time of electing police judge of the town of Tompkinsville.

An act to incorporate Pocahontas Tribe, No. 3, of the Improved Order of Red Men, at Newport.

An act to repeal the charter of Baltimore.

An act amendatory of the charter of the town of Cynthiana.

An act in relation to school districts Nos. 3 and 21, in Campbell county.

An act to amend the charter of Bardstown.

An act to amend the charter of the Kentucky State Agricultural Society.

An act to incorporate the old Frankfort Turnpike road Company.

An act requiring tax assessors to furnish statistical agricultural information.

An act concerning the court of appeals.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

The Speaker laid before the House the resignation of Mr. W. J. N. Welburn, assistant clerk of this House.

Which resignation was received.

Mr. Gray moved the following resolutions, viz:

Resolved, That the clerk of this House make his certificate to the auditor of public accounts, certifying that W. J. N. Welburn was, on

the 7th day of December, 1857, elected by this House assistant clerk thereof.

Resolved, That the auditor of public accounts be and he is hereby directed to draw his warrant upon the treasurer, in favor of said Welburn, for the sum of $522, that sum being the amount due him for his services as assistant clerk aforesaid, at the rate of $8 per diem; and that the auditor also draw his warrant upon the treasurer, in favor of said Welburn, for the sum of $10 25, the same having been paid by said Welburn for enrolling and engrossing bills.

The question was then taken on the adoption of the resolutions, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Abram H. Field,	Joseph Patton,
William T. Anthony,	Curtis Field, Jr.,	Remus Payne,
Elias L. Barbee,	George S. Fleming,	William P. Payne,
William A. Barton,	S. A. Foss,	H. K. Rachford,
Robert Bates,	John K. Goodloe,	Newton P. Reid,
James C. Belshe,	Anderson Gray,	Robert Richardson,
Joseph M. Boarman,	Wm. H. Hamilton,	John I. Roach,
William A. Brann,	Wm. O. Hansford,	Sinclair Roberts,
Robert Browder,	Elisha Hardy,	Wm. E. Russell,
Erasmus O. Brown,	Harvey F. Hensley,	Elijah G. Sebree,
Thomas H. C. Bruce,	Pleasant Hines,	Joseph Shawhan,
John M. Burns,	James K. Huey,	Wm. B. Skean,
James L. Caldwell,	John B. Huston,	Isaac Smith,
Isaac N. Clement,	Madison C. Johnson,	Green Sterett,
Leslie Combs,	Hiram Kelsey,	William J. Stitt,
Oliver Crawford,	Alfred Kendall,	Alex. W. Thomas,
Edward Crossland,	William F. Leathers,	Henry Thompson,
Francis M. Daily,	Thomas N. Lindsey,	C. W. White,
Dillard C. Daniel,	James B. Lyne,	Joshua T. White,
James W. Davis,	Willis B. Machen,	Richard P. Whitt,
Samuel E. DeHaven,	John C. McCreary,	John C. Wickliffe,
Thomas M. Dickey,	James H. McDaniel,	T. C. Winfrey,
Henry B. Dobyns,	John H. McMillan,	Benjamin M. Winston,
Charles Eaves,	J. M. Mitchell,	William Woods,
John Ellis,	Jonathan Newcum,	John H. Woosley,
John Ficklin,	Hugh Newell,	S. Worthington—78.

In the negative—none.

Mr. Richardson moved the following resolution, viz:

Resolved, That the thanks of this House be tendered to Wm. J. N. Welburn, for the faithful and efficient manner in which he has discharged his duties as assistant clerk of the House of Representatives.

Which was unanimously adopted.

The House again resumed the consideration of a bill from the Senate, entitled,

An act authorizing an increase of the capital stock of the Commercial Bank of Kentucky, and the establishment of additional branches.

The said bill was then read a second time.

Amendments were then proposed to said bill.

Ordered, That said bill and amendments be made the special order of the day for to-morrow (Tuesday,) at 11 o'clock, A. M.

A message was received from the Senate, announcing that they had passed bills from this House, of the following titles, viz:

An act imposing a tax upon billiard tables.

An act empowering the trustees of the Columbia quarterly Conference, of the Methodist Episcopal church South, to convey real estate.

An act to establish equity and criminal courts in the fourth judicial district.

That they had passed bills of the following titles, viz:

An act to regulate the terms of the circuit courts and the equity and criminal courts in the 4th judicial district.

An act to incorporate the Scott Female Institute.

And that they had received official information from the Governor that he had approved and signed an enrolled bill, which originated in the Senate, of the following title, viz:

An act to amend the charter of the Covington and Cincinnati Bridge Company.

The Speaker laid before the House a communication from the Secretary of State, which reads as follows, viz:

SECRETARY'S OFFICE,
February 8, 1858.

Hon. DANIEL P. WHITE,
Speaker of the House of Representatives:

I herewith transmit the monthly settlements of the Auditor, of the disbursements at the treasury, from 11th October, 1856, to 10th October, 1857, which you will please lay before the General Assembly.

MASON BROWN,
Secretary of State.
By T. P. ATTICUS BIBB,
Assistant Secretary.

[*For Statements—see Legislative Documents.*]

At the hour of 10½ o'clock, A. M., according to special order, the House resolved itself into a committee of the Whole, upon a bill from the Senate, entitled, an act to extend the charter of the Bank of Lou-

isville, Bank of Kentucky, and Northern Bank, with the report of the committee on Banks, and the resolution offered as an amendment thereto—Mr. Richardson in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Richardson reported that the committee had, according to order, had under consideration the report and resolution aforesaid, and made some progress therein, but not having time to go through the same had instructed him to ask leave to sit again.

Which was granted.

The committee on the Judiciary, to whom was referred a bill from the Senate of the following title, viz:

An act in regard to the duties of trustees of the jury fund and commonwealth attorneys.

Reported the same without amendment.

The said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Barbee and DeHaven, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	James M. Mitchell,
William A. Barton,	George S. Fleming,	Jonathan Newcum,
James C. Belshe,	Sidney A. Foss,	Hugh Newell,
Joseph M. Boarman,	John K. Goodloe,	Remus Payne,
William A. Brann,	Wm. O. Hansford,	Wm. P. Payne,
Robert Browder,	Wilford Lee Harned,	C. D. Pennebaker,
Thomas H. C. Bruce,	Harvey F. Hensley,	H. K. Rachford,
Gabriel S. Caldwell,	Pleasant Hines,	Robert Richardson,
James L. Caldwell,	James K. Huey,	William E. Russell,
Braxton W. Chamblin,	John B. Huston,	E. G. Sebree,
Leslie Combs,	G. M. Jessee,	Thomas Shanks,
Oliver Crawford,	Madison C. Johnson,	Joseph Shawhan,
Edward Crossland,	Hiram Kelsey,	William B. Skean,
S. E. DeHaven,	Alfred Kendall,	Charles P. Talbot,
Thomas M. Dickey,	William F. Leathers,	Alexander W. Thomas,
Henry B. Dobyns,	Thos. N. Lindsey,	C. W. White,
Stephen T. Drane,	James B. Lyne,	John C. Wickliffe,
Blanton Duncan,	John G. Lyon,	T. C. Winfrey,
Charles Eaves,	Willis B. Machen,	B. M. Winston,
John Ellis,	Allen L. McAfee,	John H. Woosley,
John Ficklin,	James H. McDaniel,	S. Worthington—64.
Abram H. Field,		

Those who voted in the negative, were

Elias L. Barbee,	George W. Hamilton,	Sinclair Roberts,
Robert Bates,	Wm. H. Hamilton,	Isaac Smith,
John M. Burns,	Elisha Hardy,	Green Sterett,
Francis M. Daily,	John H. McMillan,	Henry Thompson,
Dillard C. Daniel,	Joseph Patton,	Joshua T. White,
James W. Davis,	Newton P. Reid,	Richard P. Whitt,
Anderson Gray,	John I. Roach,	William Woods--21.

Bills from the Senate of the following titles, viz:

1. An act regulate the terms of the circuit courts and the equity and criminal courts in the 4th judicial district.

2. An act to incorporate the Scott Female Institute.

3. An act amending article 2, chapter 56, Revised Statutes, title landlord and tenant.

4. An act to incorporate the Kentucky Locomotive works.

5. An act adding Jackson county to the 12th judicial district.

6. An act to amend the charter of the Versailles and Harrodsburg Turnpike road Company.

7. An act to incorporate a Lodge of Masons, in Carroll county.

8. An act for the benefit of Sligo Division, No. 18, of the Sons of Temperance in Henry county.

9. An act to incorporate the town of Catlettsburg, in Greenup county.

10. An act to prevent the taking of usury, under color of exchange.

11. An act to regulate the holding of the circuit courts in the 12th judicial district.

12. An act for the benefit of Wm. Smith, clerk of the Grant circuit court.

13. An act authorizing justices of the peace to take depositions in certain cases.

14. An act to amend chapter 42, of the Revised Statutes.

15. An act to increase the jurisdiction of the police judge &c., of Ghent, in Carroll county

16. An act to incorporate the Bridgeport Female Institute.

17. An act defining the jurisdiction of the McCracken county judge.

18. An act for the benefit of the New Orleans and Ohio Railroad.

19. An act concerning the clerk of the Hardin county court.

20. An act in relation to the New Orleans and Ohio Telegraph Company.

21. An act to amend the charter of the town of Versailles.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with,

The 3d and 20th bills were referred to the committee on the Judiciary; the 4th to the committee on Agriculture and Manufactures; the 18th to the committee on Internal Improvement; and the 10th was made the special order of the day for Thursday next, at 10 o'clock, A. M.

Ordered, That the 1st, 2d, 5th, 6th, 7th, 8th, 9th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 19th and 21st bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Privileges and Elections, who were appointed to prepare and bring in the same, reported bills of the following titles, viz:

1. A bill to authorize the citizens of Daviess county to vote on a proposition to levy an additional tax.

2. A bill to change the place of holding the election in district No. 7, in the county of Greenup.

3. A bill to establish an additional justices' district and election precinct in Morgan county.

4. A bill to amend the charter of the Eminence Mutual Insurance Company.

5. A bill to establish an additional voting precinct in Larue county.

6. A bill to provide for the registration of the voters of this commonwealth.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with,

Ordered, That the Public Printer forthwith print 150 copies of the 6th bill, for the use of the members of the General Assembly.

Ordered, That the 1st, 2d, 3d, 4th, and 5th bills be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The same committee, to whom was referred a bill from the Senate, entitled,

An act to amend section 1, article 3, chapter 32, title landlord and tenant,

Reported the same without amendment.

The said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The same committee reported

A bill to establish additional voting places in the city of Louisville.

Which was read the first time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That for all elections to be held in the city of Louisville, except those for justices of the peace and constables, said city shall be, by the mayor and council thereof, divided into twenty-seven election precincts, as follows: six in the first ward, five in the second ward, six in the eighth ward, including one at Portland, and two in each of the other wards of said city. In fixing the extent and boundaries of said precincts, due regard shall be had to compactness of territory and equality in the number of voters in each; and the place of voting in each precinct shall be designated by the mayor and council, and shall be as near the centre of the precinct as a proper regard for the convenience of a majority of the voters shall allow. *Provided*, that the voting places throughout the city shall be fixed at least three squares apart, if practicable, and when not, then as far apart as practicable.

§ 2. The mayor and council of said city shall have power to change the boundaries of said precincts, and the places of voting therein, when it shall be deemed necessary, conforming, in such changes, with the provisions of the first section of this act. And it shall be the duty of the mayor and council aforesaid, at least two weeks before the holding of any election, to give notice to the public, through two at least of the newspapers of said city, of opposite politics, of the boundaries and voting places of said precincts, and of any changes made therein.

§ 3. If for any good cause an election cannot be held at the house appointed as the place of voting, the judges of the election for such precinct may, on the morning of the election, adjourn it to the most convenient place not inconsistent with the provisions of this act, after having publicly proclaimed the change. This act shall take effect immediately after its passage; and all acts and parts of acts inconsistent with its provisions are hereby repealed.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Duncan and Gray, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	A. H. Field,	Robert Richardson,
Wm. T. Anthony,	Anderson Gray,	John I. Roach,
E. L. Barbee,	Wm. H. Hamilton,	Sinclair Roberts,
Robert Bates,	Elisha Hardy,	William E. Russell.
Joseph M. Boarman,	H. F. Hensley,	Joseph Shawhan,
T. H. C. Bruce,	J. K. Huey,	Wm. B. Skean,
John M. Burns,	George M. Jessee,	Isaac Smith,
Isaac N. Clement,	Hiram Kelsey,	Green Sterett,
Oliver Crawford,	William F. Leathers,	William J. Stitt,
Edward Crossland,	W. B. Machen,	Ambrose H. Talbott.
Francis M. Daily,	Allen L. McAfee,	A. W. Thomas,
Samuel E. DeHaven,	John C. McCreary,	Henry Thompson,
Thomas M. Dickey,	J. H. McMillan,	Richard P. Whitt,
Henry B. Dobyns,	Jonathan Newcum,	J. C. Wickliffe,
John Donan,	William B. Parker,	John K. Wilson,
Charles Eaves,	Joseph Patton,	Benjamin M. Winston,
John Ellis,	Remus Payne,	John H. Woosley—53.
John Ficklin,	Newton P. Reid,	

Those who voted in the negative, were

Wm. A. Barton,	C. Field, jr.,	James B. Lyne,
Robert Browder,	G. S. Fleming,	John G. Lyon,
E. O. Brown,	Sidney A. Foss,	J. H. McDaniel,
Gabriel S. Caldwell,	George W. Hamilton,	Hugh Newell,
J. L. Caldwell,	Wilford Lee Harned,	C. D. Pennebaker,
B. W. Chamblin,	Pleasant Hines,	Thomas Shanks,
Leslie Combs,	J. B. Huston,	C. W. White,
D. C. Daniel,	James S. Jackson,	T. C. Winfrey,
James W. Davis,	M. C. Johnson,	Wm. Woods,
S. T. Drane,	Alfred Kendall,	S. Worthington—32.
Blanton Duncan,	Thomas N. Lindsey,	

The same committee made the following report, viz:

The committee on Privileges and Elections have had under consideration the returns of the sheriffs of this commonwealth, and make thereon the following report:

In the opinion of this committee the following gentlemen are returned duly elected members of the House of Representatives, for the present General Assembly, viz:

From the county of *Adair*—William E. Russell.
From the county of *Anderson*—William F. Leathers.
From the county of *Allen*—William T. Anthony.
From the county of *Barren*—Thomas M. Dickey and Isaac Smith.
From the county of *Bath*—John Ficklin
From the county of *Boone*—Braxton W. Chamblin.
From the county of *Bourbon*—Charles P. Talbot.
From the county of *Boyle*—Gabriel S. Caldwell.

From the county of *Bracken*—George W. Hamilton.
From the county of *Breckinridge*—William A. Barton.
From the county of *Bullitt*—Abram H. Field.
From the counties of *Butler* and *Edmonson*—John H. Woosley.
From the counties of *Caldwell* and *Lyon*—Willis B. Machen.
From the county of *Calloway*—Elisha Hardy.
From the county of *Campbell*—H. K. Rachford.
From the counties of *Carroll* and *Trimble*—Ambrose H. Talbott.
From the county of *Carter*—Richard P. Whitt.
From the counties of *Casey* and *Russell*—William P. Payne.
From the county of *Christian*—James S. Jackson.
From the county of *Clarke*—John B. Huston.
From the counties of *Clay* and *Owsley*—Harvey F. Hensley.
From the counties of *Cumberland* and *Clinton*—Thomas C. Winfrey.
From the county of *Crittenden*—Isaac N. Clement.
From the county of *Daviess*—Francis M. Daily.
From the county of *Estill*—Oliver Crawford.
From the county of *Fayette*—Leslie Combs and Madison C. Johnson.
From the counties of *Fleming* and *Rowan*—Henry B. Dobyns and George S. Fleming.
From the county of *Franklin*—Thomas N. Lindsey.
From the county of *Gallatin*—James H. McDaniel.
From the county of *Garrard*—William Woods.
From the county of *Grant*—Alfred Kendall.
From the county of *Graves*—Samuel F. Morse.
From the county of *Grayson*—Anderson Gray.
From the county of *Green*—Daniel P. White.
From the county of *Greenup*—Joseph Patton.
From the county of *Hancock*—Green Sterett.
From the county of *Hardin*—Vene P. Armstrong and Wilford Lee Harned.
From the county of *Harrison*—Hugh Newell and Joseph Shawhan.
From the county of *Hart*—John Donan.
From the county of *Henderson*—James B. Lyne.
From the county of *Henry*—George M. Jessee.
From the counties of *Hickman* and *Fulton*—Edward Crossland.
From the county of *Hopkins*—William B. Parker.
From the county of *Jefferson*—Sidney A. Foss and Jas. M. Mitchell.
From the county of *Jessamine*—Allen L. McAfee.
From the counties of *Johnson* and *Floyd*—John M. Burns.
From the county of *Kenton*—John Ellis and Robert Richardson.
From the counties of *Knox* and *Harlan*—James W. Davis.
From the county of *Larue*—William H. Hamilton.
From the counties of *Laurel* and *Rockcastle*—Jonathan Newcum.
From the county of *Lawrence*—Sinclair Roberts.
From the county of *Lewis*—Thomas H. C. Bruce.
From the counties of *Letcher*, *Pike*, and *Perry*—Robert Bates.
From the county of *Lincoln*—William O. Hansford.
From the counties of *Livingston* and *Marshall*—James K. Huey.
From the county of *Logan*—Robert Browder.

From the city of *Louisville*—John G. Lyon, Blanton Duncan, Thos Shanks and Charles D. Pennebaker.

From the county of *Madison*—Curtis Field, Jr., and Claiborne W. White.

From the county of *Marion*—Joseph M. Boarman.

From the county of *Mason*—Samuel Worthington and Charles A. Marshall.

From the counties of *McCracken* and *Ballard*—Joshua T. White.

From the county of *Meade*—Erasmus O. Brown.

From the county of *Mercer*—Benjamin C. Trapnall.

From the county of *Monroe*—John H. McMillan.

From the counties of *Montgomery* and *Powell*—Dillard C. Daniel.

From the counties of *Morgan* and *Breathitt*—Newton P. Reid.

From the county of *Muhlenburg*—Charles Eaves.

From the county of *Nelson*—John C. Wickliffe.

From the county of *Nicholas*—William J. Stitt.

From the county of *Oldham*—Samuel E. DeHaven.

From the county of *Ohio*—Henry Thompson.

From the county of *Owen*—Hiram Kelsey.

From the county of *Pendleton*—William A. Brann.

From the county of *Pulaski*—Milton E. Jones.

From the county of *Scott*—Remus Payne.

From the county of *Shelby*—Jas. L. Caldwell and Stephen T. Drane.

From the county of *Spencer*—Alexander W. Thomas.

From the county of *Simpson*—John C. McCreary.

From the county of *Taylor*—Elias L. Barbee.

From the county of *Todd*—Elijah G. Sebree.

From the county of *Trigg*—John I. Roach.

From the county of *Union*—Benjamin M. Winston.

From the county of *Warren*—Pleasant Hines.

From the county of *Washington*—John K. Wilson.

From the county of *Wayne*—James C. Belshe.

From the county of *Whitley*—William B. Skean.

From the county of *Woodford*—John K. Goodloe.

Respectfully submitted,

ANDERSON GRAY, *Chairman.*

The same committee reported

A bill to prevent corruptions in elections.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky* That all laws which impose a penalty upon any person, other than a candidate for office, for bribing another in any election, or for influencing or procuring a vote, be and the same are hereby repealed: *Provided*, that the procurement, influence or bribery be done at the instance and with the means of the person so acting: *and provided further*, that he shall inform the grand jury of the county in which the act was done, of the circumstances attending the corruption.

§ 2. That convictions may be had, in cases of fraud and corruption in elections, upon the testimony of one respectable and responsible witness.

Mr. C. Field, jr., moved that said bill be read a second time.

And the question being taken upon said motion, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. C. Field, jr., and Fleming, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	Willis B. Machen,
Robert Browder,	George S. Fleming,	John C. McCreary,
Thomas H. C. Bruce,	S. A. Foss,	James H. McDaniel,
John M. Burns,	Anderson Gray,	John H. McMillan,
Gabriel S Caldwell,	George W. Hamilton,	Remus Payne,
James L. Caldwell,	Wilford Lee Harned,	C. D. Pennebaker,
Isaac N. Clement,	Harvey F. Hensley,	Newton P. Reid,
Leslie Combs,	Pleasant Hines,	Thomas Shanks,
James W. Davis,	James K. Huey,	C. W. White,
Samuel E. DeHaven,	John B. Huston,	John C. Wickliffe,
Thomas M. Dickey,	James S. Jackson.	T. C. Winfrey,
Stephen T. Drane,	Madison C. Johnson,	William Woods,
Blanton Duncan,	Thomas N. Lindsey,	S. Worthington—41.
Charles Eaves,	John G. Lyon,	

Those who voted in the negative, were

William T. Anthony,	Wm. H. Hamilton,	Wm. E. Russell,
Elias L. Barbee,	Elisha Hardy,	Joseph Shawhan,
William A. Barton,	George M. Jessee,	Wm. B. Skean,
Robert Bates,	Hiram Kelsey,	Isaac Smith,
James C. Belshe,	Alfred Kendall,	Green Sterett,
Braxton W. Chamblin,	Jonathan Newcum,	William J. Stitt,
Oliver Crawford,	Hugh Newell,	Ambrose H. Talbott,
Francis M. Daily,	William B. Parker,	Alex. W. Thomas,
John Donan,	Joseph Patton,	Henry Thompson,
John Ellis,	Robert Richardson,	Richard P. Whitt,
John Ficklin,	John I. Roach,	Benjamin M. Winston,
Abram H. Field,	Sinclair Roberts,	John H. Woosley—36.

Mr. Johnson moved an amendment, by way of substitute for said bill.

Which reads as follows, viz:

Strike out all after the enacting clause, and insert in lieu thereof the following: Any person who shall either have given or received a bribe for casting a vote at an election, shall be a competent witness to prove the same, and shall be compellable to testify concerning such bribery; but the person testifying shall be released from all the penalties and disabilities attached to said offense. A conviction for bribery may be had upon the testimony of one witness.

Mr. Burns moved to lay said bill and amendment on the table.

And the question being taken upon said motion, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. C. Field, jr., and Lindsey, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Wm. H. Hamilton,	John I. Roach,
Elias L. Barbee,	Elisha Hardy,	Sinclair Roberts,
Robert Bates,	George M. Jessee,	William E. Russell,
William A. Brann,	Hiram Kelsey,	Joseph Shawhan,
Thomas H. C. Bruce,	Alfred Kendall,	William B. Skean,
John M. Burns,	W. F. Leathers,	Isaac Smith,
Isaac N. Clement,	Willis B. Machen,	Green Sterett,
Oliver Crawford,	A L. McAfee,	A. H. Talbott,
Francis M. Daily,	John C. McCreary,	Alex. W. Thomas,
John Donan,	John H. McMillan,	Henry Thompson,
John Ellis,	Jonathan Newcum,	Joshua T. White,
John Ficklin,	Hugh Newell,	Richard P. Whitt,
Abram H. Field,	William B. Parker,	Benj. M. Winston,
Anderson Gray,	Joseph Patton,	John H. Woosley—44.
George W. Hamilton,	Remus Payne,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Blanton Duncan,	Madison C. Johnson,
William A. Barton,	Charles Eaves,	T. N. Lindsey,
Robert Browder,	Curtis Field, Jr.	John G. Lyon,
G. S. Caldwell,	George S. Fleming,	James H. McDaniel,
James L. Caldwell,	Sidney A. Foss,	C. D. Pennebaker,
Braxton W. Chamblin,	John K. Goodloe,	Newton P. Reid,
Leslie Combs,	Wilford Lee Harned,	Thomas Shanks,
Dillard C. Daniel,	Harvey F. Hensley,	William J. Stitt,
James W. Davis,	Pleasant Hines,	C. W. White,
Samuel E. DeHaven,	James K. Huey,	John C. Wickliffe,
Thomas M. Dickey,	John B. Huston,	T. C. Winfrey—35.
Stephen T. Drane,	James S. Jackson,	

And then the House adjourned.

TUESDAY, FEBRUARY 9, 1858.

1. Mr. Pennebaker presented the remonstrance of sundry citizens of the city of Louisville, against chartering a planing mill in said city.

2. Mr. Burns presented the petition of the trustees of district No. 1,

in Johnson county, praying the privilege of appropriating school money of that district, for the year 1858, to the building a school house.

Which were received, the reading dispensed with, and referred—the 1st to the committee on Internal Improvement, and the 2d to the committee on Education.

A message was received from the Senate, announcing their disagreement to bills from this House of the following titles, viz:

An act for the benefit of Samuel W. Owens, clerk of the Mason circuit court.

An act to amend the law in regard to jury trials and the effect of the same in will cases.

An act to prohibit the marriage of first cousins.

That they had passed bills from this House of the following titles, viz:

An act to amend the charter of the town of Harrodsburg,

An act for the benefit of Sampson M. Johnson.

An act to incorporate Madison Lodge, No. 14, I. O. O. F.

An act to repeal an act, entitled, an act to incorporate the town of Williamsburg, in Whitley county.

An act incorporating Neatsville Lodge, No. 192, of Free and Accepted Masons.

An act to incorporate Highland Lodge, No. 311, of Free and Accepted Masons, in the town of West Liberty.

An act requiring county judges to keep their offices and records at their respective county seats.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

An act to incorporate the Flat Rock and Rogers' Mill Turnpike road Company.

An act to incorporate the Owingsville and Paris Turnpike road Company.

An act to incorporate the Keizer's Station and Clay Turnpike road Company.

An act to incorporate Benton Lodge, No. 205, Free and Accepted Masons.

An act to incorporate Shapsburg Lodge, No. 117, Free and Accepted Masons.

An act to legalize certain acts of the Bourbon county court.

An act to prevent the extension of credit to minors at school, without the permission of their parents, &c.

An act to amend the law creating a board of supervisors.

An act to limit the jurisdiction of the police judge and town marshal of the town of Calhoon, in McLean county.

An act for the benefit of the Shelby Railroad Company.

An act to incorporate the Fire Company No. 1, of Carrollton, Kentucky.

An act allowing the citizens of the town of Burksville the power of electing a police judge and town marshal.

An act to amend an act, entitled, an act to incorporate the city of Paducah.

An act to regulate the brokers of this commonwealth.

That they had concurred in amendments proposed by this House to bills from the Senate of the following titles, viz:

An act authorizing the trustees of the town of London to sell an alley in said town.

An act to amend and reduce into one the several acts in relation to the town of Hopkinsville.

An act to amend an act to incorporate the Ashland Female Seminary, and change the name thereof.

An act in regard to the duties of trustees of the jury fund and commonwealth attorneys.

An act to repeal an act reorganizing Transylvania University and establish a school for teachers.

An act to amend an act, entitled, an act to incorporate the town of Ashland.

An act in relation to fees of commonwealth's attorneys.

And that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of John G. Townsend.

An act for the benefit of the Baptist church in Russellville.

An act to amend an act, entitled, an act for the benefit of the Methodist Episcopal Church at Alexandria.

An act to amend the charter of the Ashland Cemetery Company.

An act to incorporate the Christian Church of Ghent, Carroll county.

An act to incorporate the German Gymnastic Association, of Newport.

An act to incorporate Bear Wallow Lodge of Free and Accepted Masons.

An act to amend the 42d chapter of the Revised Statutes.

An act to incorporate the Little River Baptist Church, in Christian county.

An act for the benefit of Lewis White, late of Owen county.

An act to extend the corporte limits of the city of Hickman.

An act to amend the charter of the city of Hickman, in Fulton county.

At act permitting the sale of real estate at the door of the court house in the city of Newport.

An act for the benefit of Judith E. Bush.

An act for the benefit of the German Methodist Episcopal church, of Newport.

An act to amend the several acts incorporating the town of Lebanon.

An act to incorporate the German Workman's Benevolent Association, of Covington.

An act for the benefit of the sheriff of Washington county.

An act to provide for holding additional circuit courts in Covington.

An act for the benefit of Alexander McDonald.

An act for the benefit of W. P. Turpin, of Larue county.

An act to amend the charter of the Louisville and Nashville Railroad Company.

An act to amend the charter of the city of Newport.

The committee on the Penitentiary reported

A bill to amend an act approved March 10, 1856, concerning the penitentiary.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky* That the act, entitled, an act to provide for the extension of the area of the penitentiary, and to build a new cell house and hospital, approved March 10, 1856, be and the same is hereby so amended as to authorize the commissioners therein named to build a cross-wall, from the northeast end of the new hospital to the outer wall of the north end of the prison, of such height and dimensions as they may deem necessary to separate a yard from the main prison-yard, for the use of the female prisoners; and that they be further authorized to remove the smoke-house from its present location to some other part of the yard, where it would less endanger the other buildings, in case of fire; and that they be further authorized to have graded and McAdamized the one-half of so much of Holmes street, in the city of Frankfort, as lies in front of the penitentiary.

§ 2. That said commissioners be further authorized to obtain from the mayor and board of councilmen of the city of Frankfort, the right of constructing a sewer, from the prison yard along Mero street to the Kentucky river, for the purpose of sufficiently draining said prison yard and property, and may, by contract with said city authorities,

transfer said sewer to said city, when constructed, upon condition that said city authorities shall at all times keep that part of the sewer lying within the prison property, in good repair, for the uses of said property.

§ 3. That the prisoners now in the state prison, and those that may hereafter come in, be allowed one hour to rest at dinner, instead of half an hour, as now allowed by law; and all laws inconsistent with this act are hereby repealed. This act to take effect from and after the first of March, 1859.

§ 4. That in contracting for and letting out the work hereby authorized, said said commissioners shall be governed by the act to which this is an amendment; and should the money appropriated by said act be insufficient to pay for the work hereby authorized, such deficiency shall be paid out of the rent of the penitentiary, for the ensuing year.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Wickliffe moved the following amendment, viz:

Strike out of the third section of said bill the words, "and after the first day of March, 1859," and insert in lieu thereof, "and after its passage."

Mr. Combs moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The main question was then put, shall the amendment proposed by Mr. Wickliffe be adopted? and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Lindsey and Parker, were as follows, viz:

Those who voted in the affirmative, were

Wm. A. Barton,	Wm. O. Hansford,	William P. Payne,
Robert Browder,	Wilford Lee Harned,	C. D. Pennebaker,
E. O. Brown,	Pleasant Hines,	H. K. Rachford,
Gabriel S. Caldwell,	J. B. Huston,	E. G. Sebree,
J. L. Caldwell,	James S. Jackson,	Thomas Shanks,
B. W. Chamblin,	M. C. Johnson,	C. P. Talbot,
Leslie Combs,	Thomas N. Lindsey,	C. W. White,
D. C. Daniel,	James B. Lyne,	J. C. Wickliffe,
James W. Davis,	John G. Lyon,	T. C. Winfrey,
Blanton Duncan,	J. H. McDaniel,	Wm. Woods,
C. Field, jr.,	James M. Mitchell,	S. Worthington—34.
Sidney A. Foss,		

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ficklin,	Remus Payne,
Wm. T. Anthony,	A. H. Field,	Newton P. Reid,
E. L. Barbee,	George W. Hamilton,	Robert Richardson,
Robert Bates,	Wm. H. Hamilton,	John I. Roach,

James C. Belshe, Elisha Hardy, Sinclair Roberts,
Joseph M. Boarman, H. F. Hensley, William E. Russell,
William A. Brann, J. K. Huey, Joseph Shawhan,
T. H. C. Bruce, George M. Jessee, Wm. B. Skean,
John M. Burns, Alfred Kendall, Isaac Smith,
Isaac N. Clement, William F. Leathers, Green Sterett,
Oliver Crawford, W. B. Machen, William J. Stitt,
Edward Crossland, Allen L. McAfee, A. W. Thomas,
Francis M. Daily, John C. McCreary, Henry Thompson,
Samuel E. DeHaven, Jonathan Newcum, Joshua T. White,
Thomas M. Dickey, Hugh Newell, Richard P. Whitt,
Charles Eaves, William B. Parker, John K. Wilson,
John Ellis, Joseph Patton, Ben. M. Winston—51.

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Brown and Lindsey, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) Sidney A. Foss, Jonathan Newcum,
William A. Barton, George W. Hamilton, William B. Parker,
James C. Belshe, Wm. H. Hamilton, William P. Payne,
Robert Browder, Wm. O. Hansford, C. D. Pennebaker,
Erasmus O. Brown, W. Lee Harned, H. K. Rachford,
Gabriel S. Caldwell, Harvey F. Hensley, Elijah G. Sebree,
James L. Caldwell, Pleasant Hines, Thomas Shanks,
Braxton W. Chamblin, John B. Huston, Ambrose H. Talbott,
Leslie Combs, James S. Jackson, Charles P. Talbot,
Francis M. Daily, William F. Leathers, C. W. White,
Dillard C. Daniel, Thomas N. Lindsey, John C. Wickliffe,
James W. Davis, James B. Lyne, T. C. Winfrey,
Samuel E. DeHaven, John G. Lyon, William Woods,
Blanton Duncan, James H. McDaniel, John H. Woosley,
Abram H. Field, James M. Mitchell, S. Worthington—46.
Curtis Field, Jr.,

Those who voted in the negative, were

William T. Anthony, Elisha Hardy, John I. Roach,
Elias L. Barbee, James K. Huey, Sinclair Roberts,
Robert Bates, George M. Jessee, Joseph Shawhan,
Joseph M. Boarman, Hiram Kelsey, Wm. B. Skean,
William A. Brann, Alfred Kendall, Isaac Smith,
Thomas H. C. Bruce, Willis B. Machen, Green Sterett,
John M. Burns, Allen L. McAfee, William J. Stitt,
Isaac N. Clement, J. C. McCreary, Alexander W. Thomas,
Oliver Crawford, J. H. McMillan, Henry Thompson,
Edward Crossland, Hugh Newell, Joshua T. White,
Thomas M. Dickey, Joseph Patton, Richard P. Whitt,
Henry B. Dobyns, Remus Payne, John K. Wilson,
John Ellis, Newton P. Reid, Ben. M. Winston—41.
John Ficklin, Robert Richardson,

Hhe House again resolved itself into a committee of the Whole, upon a bill from the Senate, entitled, an act to extend the charters of the Bank of Louisville, Bank of Kentucky, and Northern Bank, and the amendments proposed thereto by Mr. Kelsey, with the report of the committee on Banks, and the resolution offered as an amendment thereto—Mr. Richardson in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Richardson reported that the committee had, according to order, had under consideration the bill, report and resolution aforesaid, and made some progress therein, but not having time to go through the same had instructed him to ask leave to sit again.

Which was granted.

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to amend the charter of the town of Concord, in Lewis county.

An act authorizing the county judge of Ohio county to submit to the qualified voters of said county the propriety of voting a tax for road purposes.

An act for the benefit of common school district No. 18, in Larue county.

An act for the benefit of S. W. Rennick, sheriff of Hickman county.

An act to improve the navigation of the Kentucky river.

An act for the benefit of school district No. 18, in Henry county.

An act to incorporate Murray Lodge, No. 105, of Free and Accepted Masons.

An act to incorporate Zion Baptist Church and Zion Baptist Seminary.

An act for the benefit of William T. Walker's heirs, of Hickman county.

An act providing for the signing of the orders of the circuit courts of this commonwealth which remain unsigned.

An act amending the charter of the city of Maysville.

An act to amend the law of costs.

An act for the benefit of the circuit judge and attorney for the commonwealth for the 10th judicial district.

An act to amend section 846 of the Civil Code of Practice.

An act to amend an act establishing the town of Vanceburg, in Lewis county.

An act for the benefit of George W. Kouns, of Carter county.

An act to increase the compensation of processioners of lands.

An act to amend article 2, chapter 99, of the Revised Statutes.

An act to incorporate the Elizaville and Blue Lick Turnpike road Company.

And bills which originated in this House, of the following titles, viz:

An act imposing a tax upon billiard tables.

An act to establish equity and criminal courts in the fourth judicial district.

An act to incorporate the Hopkinsville Press Printing company.

An act requiring certain bonds to be recorded in circuit and chancery courts.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

Ordered, That Messrs. W. H. Hamilton, Smith, Fleming, Drane, Daily and Winston be added to the committee on Enrollments.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on the Judiciary—

1. A bill for the benefit of A. L. Offutt, late sheriff of Scott county.

By the committee on County Courts—

2. A bill to revive and amend the laws in regard to sectionized lands west of Cumberland river.

By the committee on Education—

3. A bill to incorporate the Harrison Female Academy.

By same—

4. A bill for the benefit of school districts in Logan county.

By same—

5. A bill for the benefit of school district No. 24, in Bracken county.

By same—

6. A bill for the relief of school district No. 8, in Hickman county.

By same—

7. A bill for the benefit of common school district No. 7, in Breathitt county.

By same—

8. A bill to regulate the tenure of common school property in the city of Covington.

By same—

9. A bill to incorporate the Kentucky Association of Teachers.

By same—

10. A bill to charter the Kentucky White Sulphur and Chalybeate Springs Company.

By same—

11. A bill to incorporate Springdale, in Henderson county.

By same—

12. A bill for the benefit of the town of Bowlinggreen.

By the committee on Military Affairs—

13. A bill to revive the charter of the Farmers' Turnpike road Company.

By same—

14. A bill to incorporate the North Bend Turnpike road Company.

By same—

15. A bill concerning the Lexington and Danville Railroad Company.

By the committee on Ways and Means—

16. A bill to revive and amend the charter of the town of Lockport, in Henry county.

By the committee on Internal Improvement—

17. A bill to incorporate the Newstead Turnpike road Company.

By same—

18. A bill to incorporate the Hopkinsville, Newstead, and Linton Turnpike road Company.

By same—

19. A bill to establish a state road from Birmingham to Mayfield.

By the committee on the Judiciary—

20. A bill amending the city charter of Frankfort.

By the committee on Propositions and Grievances—

21. A bill to repeal the act annexing South Frankfort to the city of Frankfort.

By the committee on Agriculture and Manufactures—

22. A bill to incorporate the Owensboro' Printing Company.

By same—

23. A bill to amend the charter of the North Kentucky Agricultural Society, of Boone county.

By same—

24. A bill to incorporate the Niagara Coal and Manufacturing Company.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and

third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Education reported

A bill in relation to the Knox Seminary, in Knox county.

Which was read the first time, and ordered to be read a second time.

Mr. Davis moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

So said bill was laid on the table.

The following committees, to whom were referred bills from the Senate of the following titles, viz:

The committee on Education—

An act to incorporate the Franklin Philomethian Library Association.

The committee on Military Affairs—

An act for the benefit of Charles Hambleton and others.

The committee on Agriculture and Manufactures.

An act to incorporate the Kentucky Locomotive works.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Agriculture and Manufactures, to whom was referred resolutions from the Senate in relation to the printing of the reports of the Kentucky State Agricultural Society,

Reported the same without amendment.

At the hour of 4½ o'clock, P. M., Mr. Russell moved an adjournment.

And the question being taken thereon it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Wickliffe and Jessee, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Thomas M. Dickey,	Wm. B. Parker,
James C. Belshe,	Sidney A Foss,	John I. Roach,
Joseph M. Boarman,	John B. Huston,	William E. Russell,

William A. Brann,	G. M. Jessee,	Green Sterett,
Thomas H. C. Bruce,	Alfred Kendall,	Benjamin C. Trapnall,
Isaac N. Clement,	William F. Leathers,	Joshua T. White,
Edward Crossland,	Willis B. Machen,	Richard P. Whitt—23.
S. E. DeHaven,	Allen L. McAfee,	

Those who voted in the negative, were

William T. Anthony,	George S. Fleming,	Remus Payne,
Vene P. Armstrong,	Wm. H. Hamilton,	C. D. Pennebaker,
Elias L. Barbee,	Wm. O Hansford,	H. K. Rachford,
William A. Barton,	Elisha Hardy,	Newton P. Reid,
Robert Browder,	Wilford Lee Harned,	Robert Richardson,
Erasmus O. Brown,	Pleasant Hines,	E. G. Sebree,
Gabriel S. Caldwell,	James K. Huey,	Thomas Shanks,
Braxton W. Chamblin,	James S. Jackson,	Joseph Shawhan,
Francis M. Daily,	Madison C. Johnson,	William B. Skean,
Dillard C. Daniel,	Milton E. Jones,	Isaac Smith,
Henry B. Dobyns,	Thos. N. Lindsey,	W. J. Stitt,
John Donan,	James B. Lyne,	Alexander W. Thomas,
Stephen T. Drane,	John G. Lyon,	Henry Thompson,
Blanton Duncan,	James H. McDaniel,	C. W. White,
Charles Eaves,	James M. Mitchell,	John C. Wickliffe,
John Ellis,	Jonathan Newcum,	T. C. Winfrey,
John Ficklin,	Hugh Newell,	John H. Woosley,
Curtis Field, Jr.,	Joseph Patton,	S. Worthington—54.

Mr. Jessee moved a call of the House.

Whereupon a question of order was made, viz:

What number of members are necessary to call the House and send for absent members?

The Speaker (Mr. Huston in the Chair,) decided as follows, viz:

That under the rules, when fifteen members are present, but no quorum, that number may call the House and send for absent members; but when a quorum is present, a majority of said quorum voting for such motion is necessary to call the House and send for absentees.

And then the House adjourned.

WEDNESDAY, FEBRUARY 10, 1858.

Mr. Trapnall presented the petition of W. A. Eastland and others, of Mercer county, praying to be transferred to school district No. 18, in Boyle county.

Which was received, the reading dispensed with, and referred to the committee on Education.

On motion of Mr. G. W. Hamilton—

Ordered, That a message be sent to the Senate asking leave to withdraw the report of this House announcing the passage of

A bill to amend the charter of the Bracken Academy.

And the said bill was withdrawn.

A message was received from the Senate, announcing their disagreement to bills from this House of the following titles, viz:

An act to amend an act, entitled, an act authorizing the county court of McLean county to establish a ferry over Green river, at Calhoon and Rumsey.

An act for the benefit of the clerk of the Boyle circuit court.

An act for the benefit of Edwin Trimble, late clerk of the Floyd circuit and county courts.

That they had passed bills from this House of the following titles, viz:

An act to amend the charter of the town of Falmouth.

An act to incorporate the Newport Printing Company.

An act to legalize an order of the Russell county court, made 8th of June, 1835.

An act to authorize the citizens of the town of Warsaw to elect a police judge and marshal.

An act to change the place of voting in the first election precinct in Estill county.

An act to regulate the appointment of a toll-gate keeper and overseer on the Crab Orchard fork of the Wilderness road.

An act to regulate the time of holding circuit courts in the 8th judicial district.

An act to change the rates of toll upon the Madison fork of the Wilderness turnpike road, and for other purposes.

An act providing for a State road from Greenville, in Muhlenburg county, to Bowlinggreen, in Warren county.

An act changing the terms of the Hopkins county quarterly courts.

An act to change the time of holding the quarterly court in Jessamine county.

An act to authorize the Marion county court to execute deeds to Dabney Tucker and others, for lands sold by them.

An act to change the time of holding the Green county court.

An act for the benefit of S. C. Davis, surveyor of Knox county.

An act to change the time of holding the quarterly court in Carroll county.

An act to change the time of holding the Henry county court.

An act to change the law authorizing the judge of the Campbell county court to hold special terms of the quarterly courts of said county.

An act to change the time of holding the Allen county quarterly court.

An act to establish the town of Jacksonport, in McCracken county.

An act authorizing the county courts of Meade and Breckinridge to change the state road leading from Brandenburg to Hudsonville.

An act to change the time of holding the quarterly courts in Pendleton county.

An act to amend the charter of the town of Greenville.

An act to repeal an act incorporating the Cypress Pond Draining Company, approved February 15, 1856.

An act to incorporate the Greenville Cemetery Association.

An act to charter the Southwestern Agricultural Works.

An act to amend an act, entitled, an act to define the jurisdiction of the Louisville chancery court.

An act to change the time of holding the quarterly courts of Green county.

An act to empower Simpson county court to levy a tax to aid in the erection of a new court-house.

An act to change the time of holding county courts in Harrison county.

An act to amend the charter of the Nicholasville and Kentucky river Turnpike road Company.

An act to authorize the Marshall county court to change the state road from Aurora to Paducah.

An act to authorize the Marshall county court to change the state road from Hopkinsville to Paducah.

An act to amend the charter of the Kentucky, Cumberland Gap, and Southern Railroad Company.

An act to allow John Gearin, of Calloway county, to peddle in said county without license.

An act to change the time of holding the courts in the third judicial district.

An act authorizing the county court of Trigg to change the State road in said county.

With amendments to the three last named bills.

That they had passed bills of the following titles, viz:

An act to repeal part of an act, entitled, an act regulating the time of holding the circuit courts, approved March 5, 1856.

An act for the benefit of the Shelby circuit court clerk.

An act to amend the charter of the town of Shelbyville.

An act to incorporate the Ashland Foundry and Fire-brick Company.

An act for the benefit of the Independent Washington Hose Company.

An act to incorporate the Hopkinsville Library Association.

An act granting further powers to the town of Richmond.

An act to incorporate the Georgetown and Long Lick Turnpike road Company.

An act to incorporate the Stamping Ground and Lecompte's Turnpike road Company.

An act to incorporate the Stamping Ground and Harmony Turnpike road Company.

An act for the benefit of the town of Owensborough.

An act to amend an act creating the office of police judge and town marshal of Lewisport.

An act to incorporate the town of West Covington, in Kenton county.

An act authorizing the Madison county court to levy a tax to improve the poor-house lands in said county.

An act for the benefit of the Owen county court.

An act to create an additional justices' and election district in Laurel county.

An act to incorporate the town of Cromwell, in Ohio county.

An act to legalize the sale of the public well in London.

An act creating an additional voting place and justices' district in Owsley county.

An act authorizing the disposition of certain books in the surveyor's office of Whitley county.

An act for the benefit of G. W. Eversol, of Perry county.

An act to create an additional justices' district and voting place in Rowan county.

An act to create an additional election precinct in Harlan county.

An act to change the time of holding the quarterly courts of Harlan county.

An act to change the time of holding the September term of the Monroe quarterly court.

An act to amend an act incorporating the town of Murray, in Calloway county.

An act for the benefit of James S. Coleman, Q. C. Shanks and Elijah Phipps, of Ohio county.

An act for the benefit of Isaac Smith, late sheriff of Barren county.

An act for the benefit of George Stivers, sr., of Clay, and Nicholas Combs, of Perry county.

An act for the benefit of Wm. Johnson and Aaron Johnson, of Laurel county.

A resolution in relation to the federal court.

The committee on the Judiciary, to whom was referred bills from the Senate of the following titles, viz:

An act to amend an act to amend the law regulating the sale of spirituous, malt and vinous liquors, to free negroes and slaves, approved February 27, 1856.

An act to amend and reduce into one the several acts in relation to the town of Russellville.

An act regulating the sale of partnership property, taken in execution for the separate debt of one of the partners.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The same committee, to whom was referred a bill from the Senate of the following title, viz:

An act for the benefit of William Brown, of Jessamine county.

Reported the same without amendment.

The question was then taken taken on ordering said bill to be read a third time, and it was decided in the negative.

So the said bill was disagreed to.

The same committee reported

A bill repealing an act to aid in removing free negroes from this state to Liberia.

Which was read the first time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled, an act to aid in removing free negroes from this state to Liberia, approved the 3d of March, 1856, be and the same is hereby repealed.

§ 2. That this act to take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. C. Field, jr., and C. P. Talbot, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Sidney A. Foss,	Joseph Patton,
William T. Anthony,	Anderson Gray,	Remus Payne,
Vene P. Armstrong,	Wm. H. Hamilton,	C. D. Pennebaker,
Elias L. Barbee,	Elisha Hardy,	Newton P. Reid,
William A. Barton,	Harvey F. Hensley,	Sinclair Roberts,
Robert Bates,	James K. Huey,	William E. Russell,
James C. Belshe,	John B. Huston,	Thomas Shanks,
Joseph M. Boarman,	George M. Jessee,	Joseph Shawhan,
William A. Brann,	Milton E. Jones,	Wm. B. Skean,
Erasmus O. Brown,	Hiram Kelsey,	Isaac Smith,
Thomas H. C. Bruce,	Alfred Kendall,	Green Sterett,
Isaac N. Clement,	William F. Leathers,	William J. Stitt,
Oliver Crawford,	Willis B. Machen,	Alexander W. Thomas,
Francis M. Daily,	J. C. McCreary,	Henry Thompson,
James W. Davis,	James H. McDaniel,	Benjamin C. Trapnall,
Samuel E. DeHaven,	J. H. McMillan,	Joshua T. White,
Charles Eaves,	Jonathan Newcum,	Richard P. Whitt,
John Ellis,	Hugh Newell,	John K. Wilson,
John Ficklin,	William B. Parker,	John H. Woosley—57.

Those who voted in the negative, were

Robert Browder,	George W. Hamilton,	James M. Mitchell,
John M. Burns,	Wm. O. Hansford,	Robert Richardson,
Gabriel S. Caldwell,	W. Lee Harned,	Elijah G. Sebree,
Braxton W. Chamblin,	James S. Jackson,	Charles P. Talbot,
Dillard C. Daniel,	Thomas N. Lindsey,	C. W. White,
Stephen T. Drane,	James B. Lyne,	John C. Wickliffe,
Blanton Duncan,	John G. Lyon,	T. C. Winfrey,
Curtis Field, Jr.,	Charles A. Marshall,	William Woods,
George S. Fleming,	Allen L. McAfee,	S. Worthington—28.
J. K. Goodloe,		

Resolved, That the title thereof be as aforesaid.

The same committee, who were appointed to prepare and bring in the same, reported the following bills, viz:

A bill to amend and reduce into one the several acts incorporating the town of Madisonville, in Hopkins county.

A bill establishing a court of common pleas in the town of Columbus, in Hickman county.

A bill repealing in part an act establishing a criminal and equity court in the 1st judicial district.

A bill for the benefit of Allen Smith, late sheriff of Clinton county.

A bill amending the laws in relation to roads and passways.

A bill to authorize the county court of Madison to levy a tax for the improvement of their poor-house property.

A bill to amend section 17, article 4, chapter 47, of Revised Statutes, title courtesy and dower.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The House again resolved itself into a committee of the Whole, upon a bill from the Senate, entitled, an act to extend the charters of the Bank of Louisville, Bank of Kentucky, and Northern Bank, and the amendments proposed thereto by Mr. Kelsey, with the report of the committee on Banks, and the resolution offered as an amendment thereto—Mr. Richardson in the Chair; and after some time spent therein the Speaker resumed the Chair, when Mr. Richardson reported that the committee had, according to order, had under consideration the bill, report and resolution aforesaid, and had instructed him to report the same to the House, with the amendments proposed thereto.

Which were handed in at the clerk's table.

A message was received from the Senate, announcing that they had passed bills of the following titles, viz:

An act for the benefit of the sheriff of Hickman county.

An act to incorporate the Elizaville and Fairview Turnpike road Company.

An act to amend the charter of the Covington and Taylor's Mill Turnpike road Company.

The House then took up for consideration of a bill from the Senate, entitled,

An act for the benefit of the sheriff of Hickman county.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The committee on County Courts, who was appointed to prepare and bring in the same, reported

A bill to authorize county courts to sell poor-house lands.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Senate, asking leave to withdraw their report announcing the passage of a bill from this House, entitled,

An act to incorporate the Greenville Cemetery Association.

Which was granted and the bill delivered to the messenger.

The House again resumed the consideration of a resolutions from the Senate in relation to the printing of the reports of the Kentucky State Agricultural Society,

The question was then taken upon concurring in said resolution.

The Speaker directed the yeas and nays to be taken, which were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	John K. Goodloe,	James H. McDaniel,
William A. Barton,	Anderson Gray,	James M. Mitchell,
Joseph M. Boarman,	George W. Hamilton,	Remus Payne,
Robert Browder,	Wm. O Hansford,	C. D. Pennebaker,
Erasmus O. Brown,	Wilford Lee Harned,	H. K. Rachford,
Gabriel S. Caldwell,	James K. Huey,	E. G. Sebree,
Braxton W. Chamblin,	John B. Huston,	Thomas Shanks,
Edward Crossland,	James S. Jackson,	Charles P. Talbot,
Dillard C. Daniel,	Madison C. Johnson,	Benjamin C. Trapnall,
James W. Davis,	William F. Leathers,	C. W. White,
S. E. DeHaven,	Thos. N. Lindsey,	John C. Wickliffe,
Blanton Duncan,	James B. Lyne,	T. C. Winfrey,

Charles Eaves,	John G. Lyon,	Ben. M. Winston,
Abram H. Field,	C. A. Marshall.	William Woods,
Sidney A Foss,	Allen L. McAfee,	S. Worthington—45.

Those who voted in the negative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	Joseph Patton,
William T. Anthony,	Wm. H. Hamilton,	Newton P. Reid,
Elias L. Barbee,	Elisha Hardy,	John I. Roach,
Robert Bates,	Harvey F. Hensley,	Sinclair Roberts,
James C. Belshe,	G. M. Jessee,	William E. Russell,
William A. Brann,	Milton E. Jones,	Joseph Shawhan,
Thomas H. C. Bruce,	Hiram Kelsey,	William B. Skean,
John M. Burns,	Alfred Kendall,	Isaac Smith,
Isaac N. Clement,	Willis B. Machen,	Green Sterett,
Oliver Crawford,	John C. McCreary,	W. J. Stitt,
Thomas M. Dickey,	John H. McMillan,	Alexander W. Thomas,
Henry B. Dobyns,	Samuel F. Morse,	Henry Thompson,
John Donan,	Jonathan Newcum,	Joshua T. White,
John Ellis,	Hugh Newell,	Richard P. Whitt,
John Ficklin,	Wm. B. Parker,	John H. Woosley—45.

The Speaker decided that the resolution was not concurred in; that a majority of all the members elected to this House was necessary to concur in the resolution.

Mr. Huston appealed from the decision of the Chair.

And then the House adjourned.

THURSDAY, FEBRUARY 11, 1858.

Mr. Barton presented the petition of the citizens of Lower Cloverport, praying an amendment of the charter of said town.

Mr. Pennebaker presented the peiition of sundry citizens of Louisville, praying an amendment to the mechanics' and builders' lien law of said city.

Which were received, the reading dispensed with, and referred to the committee on the Judiciary.

Leave of absence was granted to Messrs. Winfrey and Russell for the remainder of the session.

Mr. Roach, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in this House, of the following titles, viz:

An act for the benefit of Daniel Hager, of Johnson county.

An act to incorporate Highland Lodge, No. 311, of Free and Accepted Masons, in the town of West Liberty.

An act empowering the trustees of the Columbia quarterly Conference, of the Methodist Episcopal church South, to convey real estate.

An act to incorporate Madison Lodge, No. 114, I. O. O. F.

An act to repeal an act, entitled, an act to incorporate the town of Williamsburg, in Whitley county.

An act for the benefit of Sampson M. Johnson.

An act incorporating Neatsville Lodge, No. 192, of Free and Accepted Masons.

An act to amend the charter of the town of Harrodsburg.

An act to change the time of holding the Allen county quarterly court.

An act to change the time of holding the quarterly courts of Green county.

An act to incorporate the Newport Printing Company.

An act to repeal an act incorporating the Cypress Pond Draining Company, approved February 13, 1856.

An act to change the time of holding the quarterly courts in Pendleton county.

An act to change the time of holding the quarterly court in Carroll county.

An act for the benefit of S. C. Davis, surveyor of Knox county.

An act to amend the charter of the Nicholasville and Kentucky river Turnpike road Company.

An act to authorize the Marshall county court to change the state road from Aurora to Paducah.

An act to change the time of holding county courts in Harrison county.

An act to amend the charter of the Kentucky, Cumberland Gap, and Southern Railroad Company.

An act to amend the charter of the town of Falmouth.

An act amending the laws of expatriation.

An act to change the law authorizing the judge of the Campbell county court to hold special terms of the quarterly courts of said county.

An act to authorize the Marion county court to execute deeds to Dabney Tucker and others, for lands sold by them.

An act to change the time of holding the Henry county court.

An act changing the terms of the Hopkins county quarterly courts.

An act to change the time of holding the Green county court.

An act to amend an act, entitled, an act to define the jurisdiction of the Louisville chancery court.

An act to empower Simpson county court to levy a tax to aid in the erection of a new court-house.

An act to legalize an order of the Russell county court, made 8th of June, 1835.

An act to change the time of holding the quarterly court in Jessamine county.

An act authorizing the county courts of Meade and Breckinridge to change the state road leading from Brandenburg to Hudsonville.

An act to regulate the time of holding circuit courts in the 8th judicial district.

An act for the benefit of A. S. Trimble, late sheriff of Morgan county.

An act to change the rates of toll upon the Madison fork of the Wilderness turnpike road, and for other purposes.

An act to regulate the appointment of a toll-gate keeper and overseer on the Crab Orchard fork of the Wilderness road.

And bills which originated in the Senate, of the following titles, viz:

An act to incorporate a Lodge of Masons, in Carroll county.

An act to amend section 1, article 3, chapter 32, title "elections," Revised Statutes.

An act to increase the jurisdiction of the police judge, &c., of Ghent, in Carroll county

An act concerning the clerk of the Hardin county court.

An act to amend chapter 42 of the Revised Statutes.

An act authorizing justices of the peace to take depositions in certain cases.

An act for the benefit of William Smith, clerk of the Grant circuit court.

An act for the benefit of Sligo Division, No. 18, of the Sons of Temperance, in Henry county.

An act to amend the charter of the Versailles and Harrodsburg Turnpike road Company.

An act adding Jackson county to the 12th judicial district.

An act to amend an act, entitled, an act to incorporate the Ashland Female Seminary.

An act to amend an act, entitled, an act to incorporate the town of Ashland.

An act to repeal an act reorganizing Transylvania University and establishing a school for teachers.

An act authorizing the trustees of the town of London to sell an alley in said town.

An act to incorporate the town of Catlettsburg, in Greenup county.

An act to incorporate the Bridgeport Female Institute.

An act to amend the charter of the town of Versailles.

An act to provide for holding additional circuit courts in Covington.

An act to incorporate the Russellville and Logan county Agricultural and Mechanical Association.

An act defining the jurisdiction of the McCracken county judge.

An act in relation to fees of commonwealth's attorneys.

An act in regard to the duties of trustees of the jury fund and commonwealth attorneys.

An act to amend and reduce into one the several acts in relation to the town of Hopkinsville.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Roach inform the Senate thereof.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act to extend the corporate limits of the town of Owensboro.

An act imposing a tax upon billiard tables.

An act to establish equity and criminal courts in the 4th judicial district.

An act for the benefit of James Faulkner.

An act concerning the jurisdiction of justices of the peace in regard to breaches of the peace.

An act to establish a sinking fund for the city of Lexington.

An act authorizing the appointment of guardians by clerks of circuit and chancery courts.

An act to extend the terms of the Henderson circuit court.

An act in relation to the records and papers of the Rockcastle circuit court.

An act requiring certain bonds to be recorded in circuit and chancery courts.

An act to incorporate the Pocahontas Tribe, No. 3, of the Improved Order of Red Men, at Newport.

An act amendatory of the charter of the town of Cynthiana.

An act to repeal the charter of Baltimore.

An act in relation to school districts numbered 4 and 21, in Campbell county.

An act to amend the charter of the Kentucky State Agricultural Society.

An act to amend the charter of Bardstown.

An act to incorporate the old Frankfort Turnpike road Company.

An act concerning the court of appeals.

An act requiring tax assessors to furnish statistical agricultural information.

An act for the benefit of the proprietors of the Union White Sulphur Springs.

An act to incorporate the Hopkinsville Press Printing company.

A message was received from the Senate, announcing their disagreement to bills from this House of the following titles, viz:

An act to amend the charter of the Hamilton and Buffalo Hill Turnpike road Company.

An act to change the county line between the counties of Ballard and Hickman.

That they had passed bills from this House of the following titles, viz:

An act to incorporate the Russellville and Clarksville Turnpike road Company.

An act to incorporate the Russellville and Springfield Turnpike Road Company.

An act to incorporate the Hustonville, Middleburg and Liberty Turnpike road Company.

An act to incorporate the Columbia and Russell's Springs Turnpike road Company.

An act to amend the law in relation to county judges.

An act to incorporate the town of Grundy.

An act to repeal an act, entitled, an act for the benefit of Steel and Lamb.

An act for the benefit of Thomas Farlar, jailer of Harlan county.

An act for the benefit of Carrsville and citizens of Livingston county.

An act to amend the charter of the Crab Orchard and Gilmore's Lick Turnpike road Company.

An act prescribing the means and mode of opening and working roads in the county of Boone.

An act to incorporate the Canton, Cadiz and Hopkinsville Turnpike road Company.

An act for the benefit of Miles Kash, adm'r. of William Adams, dec'd., of Morgan county.

An act to incorporate the Salem Baptist church, in Shelby county.

An act for the benefit of Wm. H. Hamilton, late sheriff of Larue county.

An act concerning the police judge and town marshal in Greenville.

An act to authorize the county court of Logan to change its subscription to the Louisville and Nashville Railroad Company.

An act to incorporate the Harmony and Fork Turnpike road Company.

An act to incorporate the St. Mary's Turnpike road Company, in Marion county.

An act for the benefit of W. L. Kirk and Wm. Douglass, of Marion county.

An act for the relief of W. M. Smith, late gate keeper on the Wilderness road, in Rockcastle county.

An act to incorporate the Methodist Episcopal Church South, in the city of Henderson.

An act for the benefit of Thomas W. Robinson.

An act for the benefit of John Troutman, of Nelson county.

An act to authorize the county court of Washington county to sell Washington county Seminary.

An act for the benefit of Arthur H. Belt.

An act to incorporate the Harrodsburg, Duncansville and Chaplintown Turnpike road Company.

An act for the benefit of Dennis Purcell and Henry Spink, of Nelson and Hardin counties.

An act to reduce into one the several acts relating to the town of Springfield.

An act to establish a tobacco inspection warehouse at Mayfield.

An act for the benefit of the Mt. Pleasant Presbyterian church, in Harrison county.

An act to incorporate St. Philip's church, at Harrodsburg.

An act to allow James C. Jones to solemnize the rites of matrimony.

An act for the benefit of the Christian church in Irvine, in Estill county.

An act for the benefit of the Methodist church at Bardstown.

An act to incorporate the Crab Orchard Springs Company.

An act for the benefit of the Christian church of Winchester.

An act to repeal an act, entitled, an act to prohibit fishing in the north fork of Licking river, in Bracken county.

An act enlarging the boundary of the town of Cadiz, in Trigg county.

An act for the benefit of Julian Nail.

An act to incorporate the Stony Point and Lemon's Mill Turnpike road Company.

An act to amend the charter of the Oregon Turnpike road Company.

An act to incorporate the St. Andrews church, in Louisville.

An act to incorporate the Lebanon and Kentucky river Turnpike road Company.

An act authorizing the county court of Barren to subscribe stock in the Barren county Railroad.

An act to establish and incorporate the town of Charlottsville, in Pulaski county.

An act amending the charter of the Union Turnpike road Company.

An act to incorporate the Dudaren Mill Turnpike road Company.

An act to incorporate the Rolling Fork and St. Mary's Turnpike road Company, in Marion county.

An act to incorporate the Millersburg, Indian creek Meeting house, and Cynthiana Turnpike road Company.

An act to incorporate the Fowler's creek and Staffordsburg Turnpike road Company.

An act to incorporate the Presbyterian Church at Lebanon.

An act for the benefit of James E. Secrest, late sheriff of Nicholas county.

An act to amend an act, entitled, an act to amend the charter of the Lexington and Danville Railroad Company, approved March 10, 1856.

An act to incorporate the Bowlinggreen and Scottsville Turnpike road Company.

An act amending the charter of Knob Lick Turnpike road Company.

An act to incorporate St. Thomas' Seminary, of Nelson county.

An act to amend the charter of the Agricultural Deposit Bank of Lexington.

An act to amend and reduce into one the road laws of Greenup county.

An act to authorize Luke Howlett to erect a dam and trap across the Rolling fork.

An act to authorize the citizens of Eminence to elect a town marshal.

An act to amend the charter of the town of Foster.

With amendments to the last six named bills.

That they had passed bills of the following titles, viz:

An act to amend an act, entitled, an act to incorporate the Clark's river Bridge Company, in McCracken county.

An act for the benefit of James H. Payne, late sheriff of Knox county.

An act to amend the charter of the town of Somersett.

An act for the benefit of W. H. Randall and Addison Williams.

An act for the benefit of William Corum, clerk of the Greenup county and circuit courts.

An act to incorporate the Russellville and Logan county Railroad Company.

An act for the benefit of Isaac H. Underwood, jailer of Washington county.

An act for the benefit of Bagdad and Harrisonville Turnpike road.

An act to repeal an act, entitled, an act to create an additional civil district in Hickman county.

An act for the benefit of R. H. Stanhope.

An act to authorize Wm. Grimes to sell negroes.

An act to incorporate the Munday's Landing and Harrodsburg Turnpike road Company.

An act to amend an act incorporating the Harrodsburg and Cornishville Turnpike road Company.

An act to incorporate the Poplar Mountain Coal and Mining Company and Manufacturing Coke Company, in Clinton connty.

An act for the benefit of James Davis, of Union county.

An act to incorporate the Harrodsburg, Keene, and South Elkhorn Turnpike road Company.

An act to charter the Silver creek Turnpike road Company.

An act to re-locate the state road in Whitley, and erect a toll-gate thereon.

An act to amend the charter of the Carrollton and Eagle creek Turnpike road Company.

An act supplemental to an act incorporating the Big Sandy Navigation Company.

An act to repeal the local laws now in force in relation to the roads in Pendleton county.

An act to incorporate the Maxville, Willisburg, and Buck Fork Turnpike road Company.

An act to incorporate the Cynthiana, Buena Vista and Cedar creek Turnpike road Company.

An act to incorporate the Laurel Furnace Company.

An act for the benefit of the Versailles and Anderson Turnpike road Company.

An act to incorporate the Hardin's creek Turnpike road Company.

An act to incorporate the Ford's Mill Turnpike road Company, in Woodford county.

An act allowing James N. Brashear, of Perry county, to erect a mill and dam in said county.

An act to amend the charter of the Williamsburg, Cumberland river and Tennessee railroad.

An act for the benefit of the Louisville and Bardstown Railroad.

An act to apportion representation.

An act to establish equity courts in the counties of Kenton, Campbell, Pendleton, Breckinridge and Mason.

An act to change the boundary lines of precinct No. 2, in Franklin county.

And that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act providing for the signing of the orders of the circuit courts of this commonwealth which remain unsigned.

An act to amend section 846 of the Civil Code of Practice.

An act to increase the compensation of processioners of lands.

An act to amend an act establishing the town of Vanceburg, in Lewis county.

An act to incorporate the town of Stamping Ground, in Scott county.

An act for the benefit of Wright Ray and others.

An act to incorporate the Louisville Marine Insurance Company.

An act to incorporate the American Insurance Company, of Louisville.

An act to amend the charter of the Bardstown and Louisville Railroad Company.

An act for the benefit of the Spencer and Nelson turnpike road.

An act to amend an act, entitled, an act to incorporate the Danville and Hustonville Turnpike road Company.

An act to incorporate the Louisville and Cane Run Plank road Company.

An act for the benefit of George W. Kouns, of Carter county.

An act for the benefit of the owners of the Nicholas House, in Carlisle.

An act for the benefit of school district No. 13, in Henry county.

An act to incorporate Murray Lodge, No. 105, of Free and Accepted Masons.

An act to incorporate the Elizaville and Blue Lick Turnpike road Company.

An act for the benefit of common school district No. 18, in Larue county.

An act amending the charter of the city of Maysville.

An act to amend the law of costs.

An act for the benefit of William T. Walker's heirs, of Hickman county.

An act for the benefit of S. W. Rennick, sheriff of Hickman county.

An act to improve the navigation of the Kentucky river.

An act to incorporate Zion Baptist Church and Zion Baptist Seminary.

An act to incorporate the Hustonville and Bradfordsville Turnpike road Company.

An act to amend an act, entitled, an act to incorporate the Springfield, Perryville and Danville Turnpike road Company.

An act to amend the charter of the Jefferson and Brownsborough Turnpike road Company.

An act to incorporate Cranetown Turnpike road Company.

An act to incorporate the London, Somerset and Waitsborough Turnpike road Company.

An act for the benefit of the Shelbyville and Mount Eden Turnpike Company.

An act for the benefit of the Maysville and Mt. Sterling Turnpike road Company.

An act authorizing the county judge of Ohio county to submit to

the qualified voters of said county the propriety of voting a tax for road purposes.

An act to amend the charter of the town of Concord, in Lewis county.

Bills from the Senate of the following titles, viz:

1. An act to regulate the brokers of this commonwealth.

2. An act to incorporate the Flat Rock and Rogers' Mill Turnpike road Company.

3. An act to incorporate the Owingsville and Paris Turnpike road Company.

4. An act to incorporate the Keizer's Station and Clay Turnpike road Company.

5. An act to incorporate Benton Lodge, No. 205, Free and Accepted Masons.

6. An act to incorporate Shapsburg Lodge, No. 117, Free and Accepted Masons.

7. An act to legalize certain acts of the Bourbon county court.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with,

The 1st was referred to the committee on the Judiciary, and the 2d, 3d, 4th, 5th, 6th and 7th were severally ordered to be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A bill from the Senate, entitled,

An act to repeal part of an act, entitled, an act regulating the time of holding the circuit courts, approved March 5, 1856.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

Mr. Jessee moved to reconsider the vote by which this House refused, on yesterday, to concur in

A resolutions from the Senate in relation to the printing of the reports of the Kentucky State Agricultural Society.

And the vote was reconsidered.

The said resolution was then amended.

A message was received from the Senate, asking leave to withdraw their report announcing their disagreement to a bill from this House, entitled,

An act for the benefit of Edwin Trimble, late clerk of the Floyd circuit and county courts.

Which was granted and the bill delivered to the messenger.

The House then took up for consideration of a bill from the Senate, entitled,

An act to extend the charter of the Bank of Louisville, Bank of Kentucky and Northern Bank,

With the amendments proposed thereto by the committee of the whole House, to whom said bill was referred.

Mr. Johnson moved to amend said bill by striking out all after the enacting clause and inserting in lieu thereof the following, viz:

That the chartered privileges and rights of the president, directors and company of the bank of Louisville shall continue in full force for the period of twenty years, from the first day of January, 1863; that the chartered privileges and rights of the president, directors and company of the Bank of Kentucky shall continue in full force for twenty years from the first day of October, 1864; and that the chartered privileges and rights of the president, directors and company of the Northern Bank of Kentucky shall continue in full force for twenty years from the first day of May, 1865. But said extensions of the charters of said banks shall be subject to the restrictions and provisions following, to-wit:

First. Each of said banks shall be subject to all the limitations, restrictions, penalties, conditions and duties imposed on them by the respective acts for their incorporation, and the acts amendatory thereto.

Second. That the Legislature shall, at all times, have the power to prohibit the issue of bank notes under the denomination of five dollars; and, after 1875, of notes under the denomination of ten dollars.

Third. After the termination of the present charters, and after this act takes effect as to each of said banks, neither of them shall, at any time, have in circulation a greater amount than the actual capital paid in.

Fourth. In one year from the 1st of June, 1858, the Northern Bank shall establish a branch in the town of Glasgow, in the county of Barren, with a capital of $150,000.

The Bank of Kentucky shall establish a branch at the town of Columbus, in the county of Hickman, with a capital of $150,000.

And the Bank of Louisville shall establish a branch at the town of Burksville, in Cumberland county, with a capital of $150,000.

§ 2. That said banks shall not invest in bills of exchange more than double the amount of the notes discounted and suspended debt, and

other investments of said Banks bearing six per cent. interest, excluding from the computation of bills of exchange the remittances which said banks may make for collection at points where the funds may accumulate.

§ 3. That the stockholders of the several banks aforesaid shall, within one year from the 10th May, 1858, by a vote of a majority of all the stockholders, given at a stated or called meeting, determine whether they will accept the proposed extension. The governor of this commonwealth shall have the power, in person or by proxy, to vote the stock of the commonwealth; and each bank accepting the provisions of this act, in the mode aforesaid, shall notify the governor of the commonwealth of the acceptance, by the certificate of the president and directors of such bank; and when notice is thus given this act shall be considered in full force and effect as to such bank.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Johnson and Lindsey, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Abram H. Field,	J. H. McMillan,
Vene P. Armstrong,	Curtis Field, Jr.,	James M. Mitchell,
William A. Barton,	George S. Fleming,	Remus Payne,
James C. Belshe,	Sidney A. Foss,	William P. Payne,
Joseph M. Boarman,	J. K. Goodloe,	C. D. Pennebaker,
Robert Browder,	Anderson Gray,	H. K. Rachford,
Erasmus O. Brown,	George W. Hamilton,	Elijah G. Sebree,
Gabriel S. Caldwell,	Wm. O. Hansford,	Thomas Shanks,
James L. Caldwell,	W. Lee Harned,	Joseph Shawhan,
Braxton W. Chamblin,	Pleasant Hines,	Isaac Smith,
Leslie Combs,	John B. Huston,	Charles P Talbot,
Oliver Crawford,	James S. Jackson,	Alexander W. Thomas,
Edward Crossland,	Madison C. Johnson,	Benjamin C. Trapnall,
Dillard C. Daniel,	William F. Leathers,	C. W. White,
James W. Davis,	Thomas N. Lindsey,	John C. Wickliffe,
Samuel E. DeHaven,	James B. Lyne,	T. C. Winfrey,
Thomas M. Dickey,	John G. Lyon,	B. M. Winston,
Stephen T. Drane,	Charles A. Marshall,	William Woods,
Blanton Duncan,	James H. McDaniel,	S. Worthington—58.
Charles Eaves,		

Those who voted in the negative, were

William T. Anthony,	Harvey F. Hensley,	Newton P. Reid,
Elias L. Barbee,	James K. Huey,	Robert Richardson,
Robert Bates,	George M. Jessee,	John I. Roach,
William A. Brann,	Milton E. Jones,	Sinclair Roberts,
Thomas H. C. Bruce,	Hiram Kelsey,	William E. Russell,
John M. Burns,	Alfred Kendall,	Wm. B. Skean,
Isaac N. Clement,	Willis B. Machen,	Green Sterett,
Francis M. Daily,	Allen L. McAfee,	William J. Stitt,

Henry B. Dobyns,	J. C. McCreary,	Henry Thompson,
John Donan,	Jonathan Newcum,	Joshua T. White,
John Ellis,	Hugh Newell,	Richard P. Whitt,
John Ficklin,	William B. Parker,	John K. Wilson,
Wm. H. Hamilton,	Joseph Patton,	John H. Woosley—40.
Elisha Hardy,		

Ordered, That the amendments proposed in committee of the Whole be voted upon as there presented.

The question was then taken upon the amendment proposed by Mr Kelsey.

Which reads as follows, viz:

Strike out the word "twenty," wherever it occurs in section 1st, and insert "ten" instead thereof.

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. J. T. White and Jessee, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Wm. H. Hamilton,	Remus Payne,
Elias L. Barbee,	Elisha Hardy,	Newton P. Reid,
Robert Bates,	Harvey F. Hensley,	Robert Richardson,
James C. Belshe,	James K. Huey,	John I. Roach,
William A. Brann,	G. M. Jessee,	Sinclair Roberts,
Thomas H. C. Bruce,	Hiram Kelsey,	William E. Russell,
John M. Burns,	Alfred Kendall,	E. G. Sebree,
Isaac N. Clement,	Willis B. Machen,	William B. Skean,
Francis M. Daily,	Allen L. McAfee,	Green Sterett,
S. E. DeHaven,	John C. McCreary,	W. J. Stitt,
Henry B. Dobyns,	John H. McMillan,	Henry Thompson,
John Ellis,	Jonathan Newcum,	Joshua T. White,
John Ficklin,	Hugh Newell,	Richard P. Whitt,
Curtis Field, Jr.,	Wm. B. Parker,	John K. Wilson,
George W. Hamilton,	Joseph Patton,	John H. Woosley—45.

Those who voted in the negative, were

Mr. Speaker, (White,)	Abram H. Field,	James H. McDaniel,
Vene P. Armstrong,	George S. Fleming,	James M. Mitchell,
William A. Barton,	Sidney A. Foss,	William P. Payne,
Joseph M. Boarman,	John K. Goodloe,	C. D. Pennebaker,
Robert Browder,	Anderson Gray,	H. K. Rachford,
Erasmus O. Brown,	Wm. O. Hansford,	Thomas Shanks,
Gabriel S. Caldwell,	Wilford Lee Harned,	Joseph Shawhan,
James L. Caldwell,	Pleasant Hines,	Isaac Smith,
Braxton W. Chamblin,	John B. Huston,	Charles P. Talbot,
Leslie Combs,	James S. Jackson,	Alexander W. Thomas,
Oliver Crawford,	Madison C. Johnson,	Benjamin C. Trapnall,
Edward Crossland,	Milton E. Jones,	C. W. White,
Dillard C. Daniel,	William F. Leathers,	John C. Wickliffe,

James W. Davis, Thomas M. Dickey, Stephen T. Drane, Blanton Duncan, Charles Eaves, Thos. N. Lindsey, James B. Lyne, John G. Lyon, C. A. Marshall, T. C. Winfrey, Ben. M. Winston, William Woods, S. Worthington—52.

The question was then taken upon the first section of the second amendment proposed by Mr. Kelsey.

Which reads as follows, viz:

1. That said banks shall issue no bills or bank notes, checks or orders, to circulate as money, of a less denomination than $5; and after 1870 they shall issue no bills or notes, checks or orders, to circulate as money, of a less denomination than $10; and said banks shall redeem, before 1865, all their notes and bills of a less denomination than $5, and shall not pay the same out again after that date; and said banks shall redeem, before 1870, all their bills and notes of a less denomination than $10, and shall not pay the same out again after that date.

And it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Russell and Machen, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) Wm. T. Anthony, E. L. Barbee, Robert Bates, James C. Belshe, William A. Brann, T. H. C. Bruce, John M. Burns, Gabriel S. Caldwell, Isaac N. Clement, Oliver Crawford, Francis M. Daily, Samuel E. DeHaven, Henry B. Dobyns, Blanton Duncan, John Ellis, John Ficklin, A. H. Field, Wm. H. Hamilton, Elisha Hardy, J. K. Huey, George M. Jessee, Hiram Kelsey, Alfred Kendall, W. B. Machen, Allen L. McAfee, John C. McCreary, John H. McMillan, Jonathan Newcum, Hugh Newell, William B. Parker, Joseph Patton, Remus Payne, H. K. Rachford, Newton P. Reid, Robert Richardson, John I. Roach, Sinclair Roberts, William E. Russell, Joseph Shawhan, Wm. B. Skean, Green Sterett, William J. Stitt, A. W. Thomas, Henry Thompson, Benjamin C. Trapnall, Joshua T. White, Richard P. Whitt, J. C. Wickliffe, John K. Wilson, Ben. M. Winston, John H. Woosley—52.

Those who voted in the negative, were

Vene P. Armstrong, Wm. A. Barton, Joseph M. Boarman, Robert Browder, E. O. Brown, J. L. Caldwell, B. W. Chamblin, G. S. Fleming, Sidney A. Foss, John K. Goodloe, Anderson Gray, George W. Hamilton, Wm. O. Hansford, Wilford Lee Harned, James B. Lyne, John G. Lyon, Charles A. Marshall, J. H. McDaniel, James M. Mitchell, Wm. P. Payne, C. D. Pennebaker,

Leslie Combs,	H. F. Hensley,	E. G. Sebree,
Edward Crossland,	Pleasant Hines,	Thomas Shanks,
D. C. Daniel,	J. B. Huston,	Isaac Smith,
James W. Davis,	James S. Jackson,	C. P. Talbot,
Thomas M. Dickey,	M. C. Johnson,	C. W. White,
S. T. Drane,	Milton E. Jones,	T. C. Winfrey,
Charles Eaves,	William F. Leathers,	Wm. Woods,
C. Field, jr.,	Thomas N. Lindsey,	S. Worthington—45.

The question was then taken on the second section of said amendment.

Which reads as follows, viz:

2. Neither of said banks shall, at the principal bank or at its branches, hold and own at any time, an amount of bills of exchange exceeding the amount of promissory notes held and owned at such time by such bank or branches; and all promissory notes payable at a different point from that at which they may be discounted, and from which a greater discount than at the rate of six per cent. per annum is taken, whether under color of exchange, charge for collection, or otherwise, shall, for the purposes of this section, be held and taken to be bills of exchange. But the bank shall not be held to have violated this provision if the amount of the promissory notes held or owned by the principal bank or its branches shall be at any time reduced by payments below the amount of bills of exchange: *Provided*, no further purchases of bills are made for said bank or branches, until the amount of bills be reduced below that of promissory notes: *Provided*, that neither of said banks shall, at any time, charge a greater rate of exchange than one-eighth of one per cent. a month, on bills made payable in this state or in an adjoining state, or one-fourth of one per cent. a month on bills made payable out of this state other than an adjoining state, and on no bill, for any length of time, a greater amount for exchange than one per cent., when payable out of this state; but this proviso shall not legalize any usurious charge for time, under color of charging for exchange, or affect the right of the general assembly, at any time, to limit, in any manner, the rate of discount for exchange on any bill of exchange that may be discounted by said bank. *Provided further*, that said banks shall not, at any time, buy or deal in that class of bills known by the name of "kites;" and should the officers of either of such banks buy or deal in any such bill or bills, knowing the character thereof, or having it in their power to ascertain the character thereof, by proper inquiry and diligence, the parties bound upon such bill shall be released from all liability thereon, and said bill shall be void, and not collectable by law or otherwise; and said banks shall be liable to all other penalties affixed by this act for a violation of the foregoing provisions.

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. J. T. White and Clement, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Harvey F. Hensley,	Newton P. Reid,
Elias L. Barbee,	James K. Huey,	John I. Roach,
Robert Bates,	George M. Jessee,	Sinclair Roberts,
James C. Belshe,	Milton E. Jones,	William E. Russell,
William A. Brann,	Hiram Kelsey,	Elijah G. Sebree,
Thomas H. C. Bruce,	Alfred Kendall,	William B. Skean,
John M. Burns,	Willis B. Machen,	Green Sterett,
Isaac N. Clement,	A L. McAfee,	William J. Stitt,
Francis M. Daily,	John C. McCreary,	Henry Thompson,
Henry B. Dobyns,	John H. McMillan,	Joshua T. White,
John Ellis,	Jonathan Newcum,	Richard P. Whitt,
John Ficklin,	Hugh Newell,	J. K. Wilson,
Wm. H. Hamilton,	William B. Parker,	John H. Woosley—41.
Elisha Hardy,	Joseph Patton,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Abram H. Field,	James M. Mitchell,
V. P. Armstrong,	Curtis Field, Jr.	Remus Payne,
William A. Barton,	George S. Fleming,	William P. Payne,
Joseph M. Boarman,	Sidney A. Foss,	C. D. Pennebaker,
Robert Browder,	John K. Goodloe,	H. K. Rachford,
Erasmus O. Brown,	Anderson Gray,	Robert Richardson,
G. S. Caldwell,	Wm. O. Hansford,	Thomas Shanks,
James L. Caldwell,	Wilford Lee Harned,	Joseph Shawhan,
Braxton W. Chamblin,	Pleasant Hines,	Isaac Smith,
Leslie Combs,	John B. Huston,	Charles P. Talbot,
Oliver Crawford,	James S. Jackson,	Alex. W. Thomas,
Edward Crossland,	Madison C. Johnson,	B. C. Trapnall,
Dillard C. Daniel,	W. F. Leathers,	C. W. White,
James W. Davis,	T. N. Lindsey,	John C. Wickliffe,
Samuel E. DeHaven,	James B. Lyne,	T. C. Winfrey,
Thomas M. Dickey,	John G. Lyon,	Benj. M. Winston,
Stephen T. Drane,	Charles A. Marshall,	William Woods,
Blanton Duncan,	James H. McDaniel,	S. Worthington—55.
Charles Eaves,		

The question was then taken upon the third section of said amendment.

Which reads as follows, viz:

3. If at any time the charter of either of said banks shall be forfeited as herein provided, in order to secure the payment of the debts of the banks each stockholder shall be required to pay an amount equal to the stock he owned at the date such cause of forfeiture originated, to the creditors of the bank, and to that extent shall be held personally liable for the debts due from said banks; and upon his failure to pay the same suit may be instituted against him, in any court of competent jurisdiction, for the recovery of the same.

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Woosley and Combs, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Elisha Hardy,	Joseph Patton,
Elias L. Barbee,	Harvey F. Hensley,	Remus Payne,
Robert Bates,	James K. Huey,	John I. Roach,
James C. Belshe,	George M. Jessee,	Sinclair Roberts,
Wm. A. Brann,	Milton E. Jones,	Wm. E. Russell,
Thomas H. C. Bruce,	Hiram Kelsey,	Wm. B. Skean,
John M. Burns,	Alfred Kendall,	Green Sterett,
Isaac N. Clement,	Willis B. Machen,	William J. Stitt,
Francis M. Daily,	Allen L. McAfee,	Henry Thompson,
Henry B. Dobyns,	John C. McCreary,	Joshua T. White,
John Ellis,	John H. McMillan,	Richard P. Whitt,
John Ficklin,	Jonathan Newcum,	John K. Wilson,
George W. Hamilton,	Hugh Newell,	John H. Woosley—41.
Wm. H. Hamilton,	William B. Parker,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Abram H. Field,	William P. Payne,
Vene P. Armstrong,	Curtis Field, Jr.,	C. D. Pennebaker,
William A. Barton,	George S. Fleming,	H. K. Rachford,
Joseph M. Boarman,	S. A. Foss,	Newton P. Reid,
Robert Browder,	John K. Goodloe,	Robert Richardson,
Erasmus O. Brown,	Anderson Gray,	Elijah G. Sebree,
Gabriel S. Caldwell,	Wm. O. Hansford,	Thomas Shanks,
James L. Caldwell,	Wilford Lee Harned,	Joseph Shawhan,
Braxton W. Chamblin,	Pleasant Hines,	Isaac Smith,
Leslie Combs,	John B. Huston,	Charles P. Talbot,
Oliver Crawford,	James S. Jackson,	Alex. W. Thomas,
Edward Crossland,	Madison C. Johnson,	B. C. Trapnall,
Dillard C. Daniel,	William F. Leathers,	C. W. White,
James W. Davis,	Thomas N. Lindsey,	John C. Wickliffe,
Samuel E. DeHaven,	James B. Lyne,	T. C. Winfrey,
Thomas M. Dickey,	John G. Lyon,	Benjamin M. Winston,
Stephen T. Drane,	Charles A. Marshall,	William Woods,
Blanton Duncan,	James H. McDaniel,	S. Worthington—56.
Charles Eaves,	J. M. Mitchell,	

Mr. Leathers moved a call of the House, which was ordered, the doors closed, and the sargeant-at-arms directed to bring in the absent members.

The question was then taken on the adoption of the fourth section of the aforesaid amendment.

Which reads as follows, viz:

4. I shall be the duty of each of said banks and branches to make and publish monthly statements of its condition, as follows:

Specie on hands at the parent bank and at each branch; the amount of notes issued by each and the circulation of each, and the amount

of notes discounted at the parent bank and each branch during the preceding month, and the aggregate of notes owned by the parent bank and at each branch, and the same as to bills of exchange; the amount of deposit at the parent bank and each branch; the amount due from banks and the amount owed to banks; the amount loaned to directors, either directly or indirectly. Said statements of the parent bank shall be verified by the president, cashier, and teller of the parent bank making the statements; and each affidavit shall contain a statement that no provision of the charter has been violated, so far as either of the affiants knows or believes, or has reason to suspect.

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Ficklin and Woosly, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Harvey F. Hensley,	William B. Parker,
Elias L. Barbee,	James K. Huey,	Joseph Patton,
Robert Bates,	George M. Jessee,	H. K. Rachford,
William A. Brann,	Milton E. Jones,	Newton P. Reid,
Thomas H. C. Bruce,	Hiram Kelsey,	William E. Russell,
John M. Burns,	Alfred Kendall,	Green Sterett,
Isaac N. Clement,	Willis B. Machen,	William J. Stitt,
Francis M. Daily,	Allen L. McAfee,	Henry Thompson,
Henry B. Dobyns,	John C. McCreary,	Joshua T. White,
Charles Eaves,	John H. McMillan,	Richard P. Whitt,
John Ellis,	Jonathan Newcum,	John K. Wilson,
John Ficklin,	Hugh Newell,	John H. Woosley—37.
Elisha Hardy,		

Those who voted in the negative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	Remus Payne,
Vene P. Armstrong,	George S. Fleming,	William P. Payne,
William A. Barton,	Sidney A. Foss,	C. D. Pennebaker,
James C. Belshe,	John K. Goodloe,	Robert Richardson,
Joseph M. Boarman,	Anderson Gray,	John I. Roach,
Robert Browder,	G. W. Hamilton,	Sinclair Roberts,
Erasmus O. Brown,	William H. Hamilton,	Elijah G. Sebree,
Gabriel S. Caldwell,	William O. Hansford,	Thomas Shanks,
James L. Caldwell,	Wilford Lee Harned,	Joseph Shawhan,
Braxton W. Chamblin,	Pleasant Hines,	William B Skean,
Leslie Combs,	John B. Huston,	Isaac Smith,
Oliver Crawford,	J. S. Jackson,	Charles P. Talbot,
Edward Crossland,	Madison C. Johnson,	Alexander W. Thomas,
Dillard C. Daniel,	William F. Leathers,	Benjamin C. Trapnall,
James W. Davis,	Thomas N. Lindsey,	C. W. White,
Samuel E. DeHaven,	James B. Lyne,	John C. Wickliffe,
Thomas M. Dickey,	John G. Lyon,	T. C. Winfrey,
Stephen T. Drane,	Charles A. Marshall,	Ben. M. Winston,
Blanton Duncan,	James H. McDaniel,	William Woods,
Abram H. Field,	James M. Mitchell,	S. Worthington—60.

The question was then taken upon the adoption of the fifth section of said amendment.

Which reads as follows, viz:

5. That at the beginning of their existence under the extended charters, no preference shall be given to the present stockholders, but the books of the banks shall be opened again, as provided in their respective charters, and the stock shall all be subscribed for as original stock, in the same manner and to the same effect as the stock was required to be taken and subscribed at the organization of the banks, except that no non-resident of the state of Kentucky shall be allowed to take stock until sixty days after the books shall have been opened, as provided herein.

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. J. T. White and Leathers, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Harvey F. Hensley,	Newton P. Reid,
Elias L. Barbee,	James K. Huey,	Robert Richardson,
Robert Bates,	George M. Jessee,	John I. Roach,
James C. Belshe,	Milton E. Jones,	Sinclair Roberts,
William A. Brann,	Hiram Kelsey,	William E. Russell,
Thomas H. C. Bruce,	Alfred Kendall,	Wm. B. Skean,
John M. Burns,	Willis B. Machen,	Green Sterett,
Isaac N. Clement,	Allen L. McAfee,	William J. Stitt,
Francis M. Daily,	John C. McCreary,	Alexander W. Thomas.
Henry B. Dobyns,	J. H. McMillan,	Henry Thompson,
John Ellis,	Jonathan Newcum,	Joshua T. White,
John Ficklin,	Hugh Newell,	Richard P. Whitt,
Wm. H. Hamilton,	Wm. B. Parker,	John K. Wilson,
Elisha Hardy,	Joseph Patton,	J. H. Woosley—42.

Those who voted in the negative, were

Mr. Speaker, (White,)	Abram H. Field,	James H. McDaniel,
Vene P. Armstrong,	Curtis Field, Jr.,	James M. Mitchell,
William A. Barton,	George S. Fleming,	Remus Payne,
Joseph M. Boarman,	Sidney A. Foss,	William P. Payne,
Robert Browder,	J. K. Goodloe,	C. D. Pennebaker,
Erasmus O. Brown,	Anderson Gray,	H. K. Rachford,
Gabriel S. Caldwell,	George W. Hamilton,	Elijah G. Sebree,
James L. Caldwell,	Wm. O. Hansford,	Thomas Shanks,
Braxton W. Chamblin,	W. Lee Harned,	Joseph Shawhan,
Leslie Combs,	Pleasant Hines,	Isaac Smith,
Oliver Crawford,	John B. Huston,	Charles P Talbot,
Edward Crossland,	James S. Jackson,	Benjamin C. Trapnall,
Dillard C. Daniel,	Madison C. Johnson,	C. W. White,
James W. Davis,	William F. Leathers,	John C. Wickliffe,
Samuel E. DeHaven,	Thomas N. Lindsey,	T. C. Winfrey,

Thomas M. Dickey, James B. Lyne, B. M. Winston,
Stephen T. Drane, John G. Lyon, William Woods,
Blanton Duncan, Charles A. Marshall, S. Worthington—55.
Charles Eaves,

The question was then taken upon the adoption of the sixth section of said amendment.

Which reads as follows, viz :

6. The legislature reserves the right to alter or amend this act at pleasure.

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Dobyns and Clement, were as follows, viz:

Those who voted in the affirmative, were

Wm. T. Anthony, Wm. H. Hamilton, Remus Payne,
E. L. Barbee, Elisha Hardy, Newton P. Reid,
Robert Bates, Harvey F. Hensley, Sinclair Roberts,
James C. Belshe, James K. Huey, Wm. E. Russell,
Wm. A. Brann, George M. Jessee, Wm. B. Skean,
T. H. C. Bruce, Hiram Kelsey, Green Sterett,
John M. Burns, Alfred Kendall, Wm. J. Stitt,
Isaac N. Clement, Willis B. Machen, Alex. W. Thomas,
Francis M. Daily, Allen L. McAfee, Henry Thompson,
Samuel E. DeHaven, John C. McCreary, Joshua T. White,
Henry B. Dobyns, John H. McMillan, John K. Wilson,
John Ellis, Jonathan Newcum, Benj. M. Winston,
John Ficklin, Hugh Newell, John H. Woosley—41.
Abram H. Field, Wm. B. Parker,

Those who voted in the negative, were

Mr. Spcaker, (White,) George S. Fleming, Joseph Patton,
Vene P. Armstrong, Sidaey A. Foss, Wm. P. Payne,
Wm. A. Barton, John K. Goodloe, C. D. Pennebaker,
Joseph M. Boarman, Anderson Gray, H. K. Rachford,
Robert Browder, George W. Hamilton, Robert Richardson,
Erasmus O. Brown, Wm. O. Hansford, John I. Roach,
Gabriel S. Caldwell, Wilford Lee Harned, Elijah G. Sebree,
James L. Caldwell, Pleasant Hines, Thomas Shanks,
Braxton W. Chamblin, John B. Huston, Joseph Shawhan,
Leslie Combs, James S. Jackson, Isaac Smith,
Oliver Crawford, Madison C. Johnson, Charles P. Talbot,
Edward Crossland, Milton E. Jones, Ben. C. Trapnall,
Dillard C. Daniel, Wm. F. Eeathers, Claiborne W. White,
James W. Davis, Thomas N. Lindsey, Richard P. Whitt,
Thomas M. Dickey, James B. Lyne, John C. Wickliffe,
Stephen T. Drane, John G. Lyon, T. C. Winfrey,
Blanton Duncan, Charles A. Marshall, William Woods,
Charles Eaves, James H. McDaniel, S. Worthington—56.
Curtis Field, jr., James M. Mitchell,

The question was then taken upon the amendment proposed by Mr. Barbee.

Which reads as follows, viz:

That the officers of the Bank of Kentucky shall have no power to remove any of the branches as now established and located.

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Barbee and Woosley, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ficklin,	Wm. B. Parker,
William T. Anthony,	Abram H. Field,	Joseph Patton,
Elias L. Barbee,	Wm. H. Hamilton,	Remus Payne,
Robert Bates,	Elisha Hardy,	Newton P. Reid,
James C. Belshe,	Harvey F. Hensley,	John I. Roach,
Joseph M. Boarman,	James K. Huey,	Sinclair Roberts,
William A. Brann,	G. M. Jessee,	William B. Skean,
Thomas H. C. Bruce,	Milton E. Jones,	Green Sterett,
John M. Burns,	Hiram Kelsey,	W. J. Stitt,
Isaac N. Clement,	Alfred Kendall,	Henry Thompson,
Oliver Crawford,	Willis B. Machen,	Joshua T. White,
Francis M. Daily,	Allen L. McAfee,	Richard P. Whitt,
Henry B. Dobyns,	John H. McMillan,	John K. Wilson,
John Donan,	Jonathan Newcum,	John H. Woosley—44
John Ellis,	Hugh Newell,	

Those who voted in the negative, were

Vene P. Armstrong,	George S. Fleming,	James M. Mitchell,
William A. Barton,	Sidney A. Foss,	William P. Payne,
Robert Browder,	John K. Goodloe,	C. D. Pennebaker,
Erasmus O. Brown,	Anderson Gray,	H. K. Rachford,
Gabriel S. Caldwell,	George W. Hamilton,	E. G. Sebree,
James L. Caldwell,	Wm. O. Hansford,	Thomas Shanks,
Braxton W. Chamblin,	Wilford Lee Harned,	Joseph Shawhan,
Leslie Combs,	Pleasant Hines,	Isaac Smith,
Edward Crossland,	John B. Huston,	Charles P. Talbot,
Dillard C. Daniel,	James S. Jackson,	Alexander W. Thomas,
James W. Davis,	Madison C. Johnson,	Benjamin C. Trapnall,
S. E. DeHaven,	William F. Leathers,	C. W. White,
Thomas M. Dickey,	Thos. N. Lindsey,	John C. Wickliffe,
Stephen T. Drane,	James B. Lyne,	Ben. M. Winston,
Blanton Duncan,	John G. Lyon,	William Woods,
Charles Eaves,	C. A. Marshall,	S. Worthington—50.
Curtis Field, Jr.,	James H. McDaniel,	

The question being upon the adoption of the amendment proposed by Mr. Leathers,

Mr. Combs moved the previous question.

And the question being taken, shall the main question be now put? it was decided in the affirmative.

The question was then taken upon the adoption of said amendment.

Which reads as follows, viz:

The said banks shall loan, on accommodation paper, two hundred thousand dollars to each congressional district, to be paid back in two years, as follows, viz: one-fourth in five months, one-fourth in twelve months, one-fourth in eighteen months, and one-fourth in twenty-four months; and when they loan one hundred dollars on accommodation to the people, they shall use two hundred in exchange; and that after 1865 no bank shall issue any note under the denomination of five dollars; and that after 1875 no bank shall issue any bill under the denomination of ten dollars; and that if the said banks are rechartered at all they shall be rechartered for the term of twenty years: *Provided*, that no one man shall have over one thousand dollars.

The yeas and nays being required thereon, by Messrs. Bates and Roberts, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Henry B. Dobyns,	William F. Leathers,
Robert Bates,	John Ellis,	Allen L. McAfee,
James C. Belshe,	Wm. H. Hamilton,	John H. McMillan,
William A. Brann,	Elisha Hardy,	Jonathan Newcum,
T. H. C. Bruce,	Wilford Lee Harned,	Green Sterett,
Isaac N. Clement,	H. F. Hensley,	John K. Wilson,
Edward Crossland,	George M. Jessee,	Ben. M. Winston—23.
Francis M. Daily,	Alfred Kendall,	

Those who voted in the negative, were

Mr. Speaker, (White,)	John K. Goodloe,	C. D. Pennebaker,
E. L. Barbee,	Anderson Gray,	H. K. Rachford,
Wm. A. Barton,	Wm. O. Hansford,	Newton P. Reid,
Joseph M. Boarman,	Pleasant Hines,	Robert Richardson,
Robert Browder,	J. K. Huey,	John I. Roach,
E. O. Brown,	J. B. Huston,	Sinclair Roberts,
Gabriel S. Caldwell,	James S. Jackson,	E. G. Sebree,
J. L. Caldwell,	M. C. Johnson,	Thomas Shanks,
B. W. Chamblin,	Milton E. Jones,	Joseph Shawhan,
Leslie Combs,	Hiram Kelsey,	Wm. B. Skean,
Oliver Crawford,	Thomas N. Lindsey,	Isaac Smith,
D. C. Daniel,	James B. Lyne,	William J. Stitt,
James W. Davis,	John G. Lyon,	C. P. Talbot,
Samuel E. DeHaven,	W. B. Machen,	A. W. Thomas,
Thomas M. Dickey,	Charles A. Marshall,	Henry Thompson,
S. T. Drane,	J. H. McDaniel,	Benjamin C. Trapnall,
Blanton Duncan,	James M. Mitchell,	Joshua T. White,
Charles Eaves,	Hugh Newell,	C. W. White,
John Ficklin,	William B. Parker,	Richard P. Whitt,

A. H. Field, Joseph Patton, J. C. Wickliffe,
C. Field, jr., Remus Payne, Wm. Woods,
G. S. Fleming, Wm. P. Payne, S. Worthington—67.
Sidney A. Foss,

The question was then taken upon the adoption of the amendment proposed by Mr. Jackson.

Which reads as follows, viz:

But no part of the capital of either of said banks shall be used in the purchase of bills or discount of notes beyond the limits of this state; but money received by either of said banks, in payment of bills purchased or discounted within this state, and payable at points beyond its limits, may be reinvested out of this state in bills of exchange, having not more than ninety days to run; and nothing herein shall be so construed as to prevent either of said banks from receiving any bill or note out of the state, in payment or settlement of any bad or doubtful debt.

And it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Newell and Woosley, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) John Ellis, Hugh Newell,
William T. Anthony, John Ficklin, William B. Parker,
V. P. Armstrong, Abram H. Field, Joseph Patton,
Elias L. Barbee, George S. Fleming, Remus Payne,
William A. Barton, Sidney A. Foss, William P. Payne,
Robert Bates, Anderson Gray, H. K. Rachford,
James C. Belshe, George W. Hamilton, Newton P. Reid,
Joseph M. Boarman, Wm. H. Hamilton, Robert Richardson,
William A. Brann, Wm. O. Hansford, John I. Roach,
Robert Browder, Elisha Hardy, Sinclair Roberts,
Erasmus O. Brown, Wilford Lee Harned, Thomas Shanks,
Thomas H. C. Bruce, Harvey F. Hensley, William B. Skean,
John M. Burns, Pleasant Hines, Green Sterett,
Braxton W. Chamblin, James K. Huey, William J. Stitt,
Isaac N. Clement, James S. Jackson, Alex. W. Thomas,
Oliver Crawford, George M. Jessee, Henry Thompson,
Edward Crossland, Milton E. Jones, Joshua T. White,
Francis M. Daily, Hiram Kelsey, Richard P. Whitt,
Dillard C. Daniel, Alfred Kendall, John C. Wickliffe,
James W. Davis, James B. Lyne, J. K. Wilson,
Thomas M. Dickey, Willis B. Machen, Benj. M. Winston,
Henry B. Dobyns, A. L. McAfee, William Woods,
Stephen T. Drane, John H. McMillan, John H. Woosley,
Blanton Duncan, Jonathan Newcum, S. Worthington—73.
Charles Eaves,

Those who voted in the negative, were

G. S. Caldwell,	T. N. Lindsey,	Elijah G. Sebree,
James L. Caldwell,	John G. Lyon,	Joseph Shawhan,
Leslie Combs,	Charles A. Marshall,	Isaac Smith,
Curtis Field, Jr.	James H. McDaniel,	Charles P. Talbot,
John K. Goodloe,	James M. Mitchell,	B. C. Trapnall,
John B. Huston,	C. D. Pennebaker,	C. W. White—19.
Madison C. Johnson,		

Said bill, as amended, was then read a third time.

Mr. J. T. White moved to amend said bill by adding thereto the following engrossed clause, by way of ryder, viz:

That the Northern Bank, within one year after accepting this charter, shall establish a branch at the city of Paducah, with a capital stock of two hundred thousand dollars; and to enable said bank to establish said branch, the capital stock of said bank is hereby enlarged the amount of two hundred thousand dollars.

And the question being taken upon the adoption of said clause, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Daily and Parker, were as follows, viz:

Those who voted in the affirmative, were

Robert Bates,	Harvey F. Hensley,	Sinclair Roberts.
Isaac N. Clement,	James K. Huey,	Wm. B. Skean,
Edward Crossland,	Willis B. Machen,	William J. Stitt,
Henry B. Dobyns,	Jonathan Newcum,	Joshua T. White—14.
Elisha Hardy,	John I. Roach,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Abram H. Field,	Hugh Newell,
William T. Anthony,	Curtis Field, Jr.,	William B. Parker,
Vene P. Armstrong,	George S. Fleming,	Joseph Patton,
Elias L. Barbee,	S. A. Foss,	Remus Payne,
William A. Barton,	John K. Goodloe,	William P. Payne,
James C. Belshe,	Anderson Gray,	C. D. Pennebaker,
Joseph M. Boarman,	George W. Hamilton,	H. K. Rachford,
Wm. A. Brann,	Wm. H. Hamilton,	Newton P. Reid,
Robert Browder,	Wm. O. Hansford,	Robert Richardson,
Erasmus O. Brown,	Wilford Lee Harned,	Elijah G. Sebree,
Thomas H. C. Bruce,	Pleasant Hines,	Thomas Shanks,
John M. Burns,	John B. Huston,	Joseph Shawhan,
Gabriel S Caldwell,	James S. Jackson,	Isaac Smith,
James L. Caldwell,	George M. Jessee,	Green Sterett,
Braxton W. Chamblin,	Madison C. Johnson,	Charles P. Talbot,
Oliver Crawford,	Milton E. Jones,	Alex. W. Thomas,
Francis M. Daily,	Hiram Kelsey,	Henry Thompson,
Dillard C. Daniel,	Alfred Kendall,	B. C. Trapnall,
James W. Davis,	William F. Leathers,	C. W. White,

Samuel E. DeHaven, Thomas N. Lindsey, Richard P. Whitt,
Thomas M. Dickey, James B. Lyne, John C. Wickliffe,
John Donan, John G. Lyon, John K. Wilson,
Stephen T. Drane, Charles A. Marshall, Benjamin M. Winston,
Blanton Duncan, Allen L. McAfee, William Woods,
Charles Eaves, James H. McDaniel, John H. Woosley,
John Ellis, John H. McMillan, S. Worthington—80.
John Ficklin, J. M. Mitchell,

Mr. Browder moved to amend said bill by adding thereto the following engrossed clause, by way of ryder, viz:

That the Bank of Kentucky, the Northern Bank of Kentucky, and the Bank of Louisville shall be and the same are hereby required to pay, annnally, to the commissioners of the sinking fund, fifty cents upon each one hundred dollars of the contingent fund now held, or may hereafter accrue to said banks, over and above the amount now required to be retained by their respective charters.

And the question being taken upon the adoption of said clause, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Browder and Drane, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony, Anderson Gray, Joseph Patton,
Elias L. Barbee, G. W. Hamilton, Remus Payne,
Robert Bates, William H. Hamilton, William P. Payne,
James C. Belshe, William O. Hansford, H. K. Rachford,
Joseph M. Boarman, Elisha Hardy, Newton P. Reid,
William A. Brann, Harvey F. Hensley, John I. Roach,
Robert Browder, Pleasant Hines, Sinclair Roberts,
Thomas H. C. Bruce, James K. Huey, Elijah G. Sebree,
John M. Burns, John B. Huston, William B Skean,
Gabriel S. Caldwell, J. S. Jackson, Isaac Smith,
Isaac N. Clement, George M. Jessee, Green Sterett,
Oliver Crawford, Milton E. Jones, William J. Stitt,
Edward Crossland, Hiram Kelsey, Charles P. Talbot,
Francis M. Daily, Alfred Kendall, Alexander W. Thomas,
Samuel E. DeHaven, Willis B. Machen, Henry Thompson,
Thomas M. Dickey, Charles A. Marshall, Benjamin C. Trapnall,
Henry B. Dobyns, Allen L. McAfee, Joshua T. White,
John Donan, John C. McCreary, Richard P. Whitt,
Stephen T. Drane, John H. McMillan, John K. Wilson,
Charles Eaves, Jonathan Newcum, Ben. M. Winston,
John Ellis, Hugh Newell, John H. Woosley,
John Ficklin, William B. Parker, S. Worthington—67.
Abram H. Field,

Those who voted in the negative, were

Mr. Speaker, (White,) Curtis Field, Jr., James H. McDaniel,
Vene P. Armstrong, George S. Fleming, James M. Mitchell,

William A. Barton, Sidney A. Foss, C. D. Pennebaker,
Erasmus O. Brown, John K. Goodloe, Robert Richardson,
James L. Caldwell, Wilford Lee Harned, Thomas Shanks,
Braxton W. Chamblin, Madison C. Johnson, Joseph Shawhan,
Leslie Combs, William F. Leathers, C. W. White,
Dillard C. Daniel, Thomas N. Lindsey, John C. Wickliffe,
James W. Davis, James B. Lyne, William Woods—29.
Blanton Duncan, John G. Lyon,

The question then being upon the passage of said bill, as amended, Mr. Wickliffe moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The main question was then put, shall the bill pass? and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Dobyns and Daily, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) Abram H. Field, Charles A. Marshall,
Vene P. Armstrong, Curtis Field, Jr., James H. McDaniel,
William A. Barton, George S. Fleming, James M. Mitchell,
Robert Browder, Sidney A. Foss, Remus Payne,
Erasmus O. Brown, J. K. Goodloe, William P. Payne,
Gabriel S. Caldwell, Anderson Gray, C. D. Pennebaker,
James L. Caldwell, George W. Hamilton, H. K. Rachford,
Braxton W. Chamblin, Wm. H. Hamilton, Elijah G. Sebree,
Leslie Combs, Wm. O. Hansford, Thomas Shanks,
Oliver Crawford, W. Lee Harned, Joseph Shawhan,
Edward Crossland, Pleasant Hines, Isaac Smith,
Dillard C. Daniel, John B. Huston, Charles P Talbot,
James W. Davis, James S. Jackson, Alexander W. Thomas,
Samuel E. DeHaven, Madison C. Johnson, Benjamin C. Trapnall,
Thomas M. Dickey, William F. Leathers, C. W. White,
Stephen T. Drane, Thomas N. Lindsey, B. M. Winston,
Blanton Duncan, James B. Lyne, William Woods,
Charles Eaves, John G. Lyon, S. Worthington—54.

Those who voted in the negative, were

William T. Anthony, Elisha Hardy, Joseph Patton,
Elias L. Barbee, Harvey F. Hensley, Newton P. Reid,
Robert Bates, James K. Huey, Robert Richardson,
James C. Belshe, George M. Jessee, John I. Roach,
Joseph M. Boarman, Milton E. Jones, Sinclair Roberts,
William A. Brann, Hiram Kelsey, Wm. B. Skean,
Thomas H. C. Bruce, Alfred Kendall, Green Sterett,
John M. Burns, Willis B. Machen, William J. Stitt,
Isaac N. Clement, Allen L. McAfee, Henry Thompson,
Francis M. Daily, John C. McCreary, Joshua T. White,

Henry B. Dobyns, J. H. McMillan, Richard P. Whitt,
John Donan, Jonathan Newcum, John K. Wilson,
John Ellis, Hugh Newell, J. H. Woosley—41.
John Ficklin, Wm. B. Parker,

Resolved, That the title thereof be as aforesaid.

Ordered, That further proceedings, under the call of the House, be suspended.

A message, in writing, was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which is as follows, viz:

EXECUTIVE DEPARTMENT,
February 11th, 1858.

Gentlemen of the House of Representatives:

A bill has been presented to me for my approval and signature, which originated in your House, entitled, "an act to change the time of electing police judge of the town of Tompkinsville."

I regret, as it is merely local, and doubtless in itself right and proper, that I am constrained to return the bill with my objections. The title of the act is as above stated, but the body of it provides that the eighth section of another act shall be so amended as to authorize the police judge *and town marshal* to be elected, &c.; another section enacts that the streets which are now unopened shall not be compelled to be opened, except in a certain contingency therein named.

All this might be perhaps considered as belonging to one general subject, but the constitution, besides providing that no law shall relate to more than one subject, declares in express terms that that subject shall be expressed in the title.

Believing that this bill does not comply with the requirements of the constitution in this respect, I am reluctantly compelled to return it to you for reconsideration.

C. S. MOREHEAD.

The bill referred to in the preceding message reads as follows:

An act to change the time of electing police judge of the town of Tompkinsville.

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the 8th section of said act be so amended as to authorize the police judge and town marshal to be elected on the same day as now prescribed in said act for the election of trustees for said town; and the said judge and marshal shall hold their offices for the term of two years from the time of their election; and in case of death, resignation or removal of either of said officers, the trustees of said town shall have power to fill said vacancy and certify the same to the clerk of the county court, as required by said act.

§ 2. *Be it further enacted*, That the said streets in said town which are now unopened, shall not be compelled to be opened, unless a majority of the legal voters of said town, after ten days public notice, at the court house door in said town of Tompkinsville, declare by a vote to open said streets; then it shall be the duty of the trustees to have the same opened.

The question was then taken, shall the bill pass, the objections of the Governor to the contrary notwithstanding?

And it was decided in the negative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

In the affirmative—none.

Those who voted in the negative, were

Wm. T. Anthony,
Vene P. Armstrong,
E. L. Barbee,
Wm. A. Barton,
Robert Bates,
James C. Belshe,
Joseph M. Boarman,
Wm. A. Brann,
Robert Browder,
Erasmus O. Brown,
T. H. C. Bruce,
John M. Burns,
Gabriel S. Caldwell,
James L. Caldwell,
Braxton W. Chamblin,
Isaac N. Clement,
Leslie Combs,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
Dillard C. Daniel,
James W. Davis,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
Stephen T. Drane,
Blanton Duncan,
Charles Eaves,
John Ellis,
John Ficklin,
Abram H. Field,
Curtis Field, jr.,
George S. Fleming,
Sidaey A. Foss,
John K. Goodloe,
Anderson Gray,
Wm. H. Hamilton,
Wm. O. Hansford,
Elisha Hardy,
Wilford Lee Harned,
Harvey F. Hensley,
Pleasant Hines,
John B. Huston,
George M. Jessee,
Madison C. Johnson,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
Wm. F. Leathers,
Thomas N. Lindsey,
James B. Lyne,
John G. Lyon,
Willis B. Machen,
Charles A. Marshall,
Allen L. McAfee,
John C. McCreary,
James H. McDaniel,
John H. McMillan,
James M. Mitchell,
Jonathan Newcum,
Hugh Newell,
Wm. B. Parker,
Joseph Patton,
Remus Payne,
Wm. P. Payne,
C. D. Pennebaker,
H. K. Rachford,
Newton P. Reid,
Robert Richardson,
John I. Roach,
Sinclair Roberts,
Thomas Shanks,
Joseph Shawhan,
Wm. B. Skean,
Isaac Smith,
Green Sterett,
Charles P. Talbot,
Alex. W. Thomas,
Henry Thompson,
Ben. C. Trapnall,
Claiborne W. White,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
T. C. Winfrey,
Benj. M. Winston,
William Woods,
John H. Woosley,
S. Worthington—89.

And then the House adjourned.

FRIDAY, FEBRUARY 12, 1858.

A message was received from the Senate announcing that they had passed bills from this House of the following titles, viz:

An act to establish a state road from Eddyville to Paducah.

An act declaring the Cat fork of Blain's creek a navigable stream.

An act to revive the charter of the Farmers' Turnpike road Company.

An act to amend the act incorporating the Louisville and Newport Branch Railroad Company.

An act amending an act incorporating the Downingsville Turnpike road Company.

An act to establish a turnpike road from Franklin, in Simpson county, to the turnpike road south of Scottsville, in Allen county.

An act concerning the chartered turnpike roads in Montgomery county.

An act to amend the charter of the Mount Sterling and Jeffersonville Turnpike road Company.

An act to incorporate the Bardstown and Simpson's creek Turnpike road Company.

An act to amend an act in relation to a new road in Lewis and Carter counties.

An act to amend an act to incorporate the People's Turnpike road Company.

An act to amend an act, entitled, an act to revive and modify an act, entitled, an act to incorporate the Barren river Navigation and Manufacturing Company.

An act to incorporate the North Bend and Wolper Turnpike road Company.

An act to incorporate the Liberty and Bradfordsville Turnpike road Company.

An act to incorporate the Sugar creek and Hickman Turnpike road Company.

An act to establish a state road from Birmingham to Mayfield.

An act to incorporate the New Liberty Branch Turnpike road Company.

An act to incorporate the Manchester Turnpike road Company.

An act to amend the charter of the Campbellsville Turnpike road Company.

An act to further regulate tolls at the toll-gate in Knox county, on the Cumberland Gap road.

An act amending an act incorporating the Hustonville and Stanford Turnpike road Company.

An act to incorporate the Liberty and Russell's Springs Turnpike road Company.

An act to amend the charter of the Burlington and Florence Turnpike road Company.

An act to incorporate the Boston Turnpike road Company.

An act to amend an act, entitled, an act to incorporate the New Castle and Carrollton Turnpike road Company.

An act to incorporate the Ruddell's Mills and Shawhan's Station Turnpike road Company.

An act to incorporate the Hopkinsville, Newstead, and Linton Turnpike road Company.

An act for the benefit of R. N. Winn and the Lexington and Big Sandy Railroad Company.

An act amending the charter of the Barren county railroad.

An act to incorporate the Newstead Turnpike road Company.

An act to incorporate the North Bend Turnpike road Company.

An act to change the place of voting in the first election precinct, in Estill county.

An act establishing an additional election precinct in Caldwell county.

An act changing Morganfield district, in Union county.

An act establishing an additional voting place in Lawrence county.

An act changing and regulating the voting precincts in Clarke county.

An act creating additional justices' district and voting place in Meade county.

An act to change the place of voting in the Mount Eden district in Spencer county.

An act to change the place of holding the election in district No. 7, in the county of Greenup.

An act to establish an additional justices' district and election precinct in Morgan county.

An act to change the place of voting in precinct No. 5, in Nelson county.

An act to make an additional voting precinct in Jefferson county.

An act establishing an additional voting precinct and justices' district in Morgan county.

An act creating an additional voting place in district No. 3, in Todd county.

An act for the benefit of A. L. Offutt, late sheriff of Scott county.

An act for the benefit of Daniel Hager, of Johnson county.

An act for the benefit of Jas. H. Gilbraith, of Cumberland county.

An act regulating the duties of the sheriff of Warren county, in regard to railroad tax.

An act to authorize the citizens of Daviess county to vote on a proposition to levy an additional tax.

An act for the benefit of J. B. Harper, of Louisville.

An act for the benefit of Alexander C. Lindsey.

An act to revive and amend the laws in regard to sectionized lands west of Tennessee river.

An act for the benefit of Edwin Trimble, late clerk of the Floyd circuit and county courts.

An act for the benefit of the clerk of the Boyle circuit court.

An act directing the school commissioners to divide school district No. 22, of Trigg county.

An act to modify the charter of Trigg Academy.

An act authorizing the sale of poor-house lands in Nicholas county.

An act to amend an act, entitled, an act to incorporate Bethel Academy.

An act to incorporate the Greenville Cemetery Association.

An act for the benefit of Elbert Cook, of Livingston county.

An act to repeal the first section of an act, entitled, an act to amend the charter of the Henderson and Nashville Railroad Company.

With amendments to the three last named bills.

That they had passed bills of the following titles, viz:

An act repealing sections 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11, of article 2, chapter 93, of the Revised Statutes, entitled slaves, runaways, free negroes and emancipation.

An act fixing the time for the president of the board of internal improvement to take the oath of office, after his election or appointment.

An act to provide for the sale of certain lands belonging to this commonwealth.

An act to incorporate the Great South Fork Cumberland river and Nashville Iron, Coal and Lumber Company.

An act for the benefit of the Rockbridge Turnpike road Company.

An act to incorporate the Springfield and Knob Lick Turnpike road Company.

An act for the benefit of Daniel Higgins, of McCracken county.

An act to repeal an act, entitled, an act to incorporate the town of Bledsoe.

An act to incorporate the Millersburg Male and Female Collegiate Institute.

An act to incorporate the Millersburg and Cane Run Turnpike road Company.

An act for the benefit of the Slate Union church.

On motion of Mr. McAfee—

Ordered, That a message be sent to the Senate, asking leave to withdraw the report of this House, announcing their disagreement to a bill from the Senate, entitled,

An act for the benefit of William Brown, of Jessamine county.

And the said bill was withdrawn.

Mr. Winston moved that the vote by which the House refused to order said bill to a third reading be reconsidered.

And the question being taken thereon, it was decided in the affirmative.

So the vote was reconsidered.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and Pennebaker, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Anderson Gray,	H. K. Rachford,
Vene P. Armstrong,	George W. Hamilton,	Newton P. Reid,
Robert Bates,	Wm. H. Hamilton,	Robert Richardson,
James C. Belshe,	Wm. O. Hansford,	John I. Roach,
Joseph M. Boarman,	Elisha Hardy,	Sinclair Roberts,
Thomas H. C. Bruce,	Harvey F. Hensley,	Joseph Shawhan,
John M. Burns,	Pleasant Hines,	Green Sterett,
Braxton W. Chamblin,	G. M. Jessee,	W. J. Stitt,
Isaac N. Clement,	William F. Leathers,	Alexander W. Thomas,
Oliver Crawford,	Allen L. McAfee,	Henry Thompson,
Edward Crossland,	John H. McMillan,	Joshua T. White,
Thomas M. Dickey,	Jonathan Newcum,	John C. Wickliffe,
Henry B. Dobyns,	Hugh Newell,	Ben. M. Winston,

John Ellis,	Wm. B. Parker,	William Woods,
John Ficklin,	Joseph Patton,	John H. Woosley—47.
Sidney A. Foss,	William P. Payne,	

Those who voted in the negative, were

Elias L. Barbee,	George S. Fleming,	John C. McCreary,
William A. Barton,	John K. Goodloe,	James H. McDaniel,
William A. Brann,	Wilford Lee Harned,	James M. Mitchell,
Robert Browder,	James K. Huey,	Remus Payne,
Erasmus O. Brown,	John B. Huston,	C. D. Pennebaker,
James L. Caldwell,	Milton E. Jones,	E. G. Sebree,
Leslie Combs,	Hiram Kelsey,	Thomas Shanks,
Dillard C. Daniel,	Alfred Kendall,	Isaac Smith,
James W. Davis,	Thos. N. Lindsey,	Charles P. Talbot,
S. E. DeHaven,	James B. Lyne,	Benjamin C. Trapnall,
Blanton Duncan,	John G. Lyon,	C. W. White,
Charles Eaves,	Willis B. Machen,	Richard P. Whitt,
Abram H. Field,	C. A. Marshall,	S. Worthington—40.
Curtis Field, Jr.,		

Resolved, That the title thereof be as aforesaid.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act to amend the charter of the Nicholasville and Kentucky river Turnpike road Company.

An act to change the time of holding the quarterly court in Carroll county.

An act for the benefit of S. C. Davis, surveyor of Knox county.

An act to incorporate Madison Lodge, No. 114, I. O. O. F.

An act to change the time of holding the quarterly courts in Pendleton county.

An act to repeal an act incorporating the Cypress Pond Draining Company, approved February 13, 1856.

An act to incorporate the Newport Printing Company.

An act providing for a State road from Greenville, in Muhlenburg county, to Bowlinggreen, in Warren county.

An act to change the time of holding the quarterly courts of Green county.

An act to change the time of holding the Allen county quarterly court.

An act to empower Simpson county court to levy a tax to aid in the erection of a new court-house.

An act for the benefit of Sampson M. Johnson.

An act to repeal an act, entitled, an act to incorporate the town of Williamsburg, in Whitley county.

An act to amend the charter of the town of Harrodsburg.

An act incorporating Neatsville Lodge, No. 192, of Free and Accepted Masons.

An act to authorize the Marion county court to execute deeds to Dabney Tucker and others, for lands sold by them.

An act to change the law authorizing the judge of the Campbell county court to hold special terms of the quarterly courts of said county.

An act changing the terms of the Hopkins county quarterly courts.

An act to change the time of holding the Henry county court.

An act to change the time of holding the Green county court.

An act to amend an act, entitled, an act to define the jurisdiction of the Louisville chancery court.

An act to legalize an order of the Russell county court, made 8th of June, 1835.

An act to change the time of holding the quarterly court in Jessamine county.

An act authorizing the county courts of Meade and Breckinridge to change the state road leading from Brandenburg to Hudsonville.

An act to regulate the appointment of a toll-gate keeper and overseer on the Crab Orchard fork of the Wilderness road.

An act to regulate the time of holding circuit courts in the 8th judicial district.

An act for the benefit of A. S. Trimble, late sheriff of Morgan county.

An act to change the rates of toll upon the Madison fork of the Wilderness turnpike road, and for other purposes.

An act to incorporate Highland Lodge, No. 311, of Free and Accepted Masons, in the town of West Liberty.

An act empowering the trustees of the Columbia quarterly Conference, of the Methodist Episcopal church South, to convey real estate.

An act to amend the charter of the town of Falmouth.

An act to establish the town of Jacksonport, in McCracken county.

An act to amend the charter of the Kentucky, Cumberland Gap, and Southern Railroad Company.

An act to change the time of holding county courts in Harrison county.

An act to authorize the Marshall county court to change the state road from Aurora to Paducah.

A message, in writing, was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which is as follows, viz:

EXECUTIVE DEPARTMENT,
February 12th, 1858.

Gentlemen of the House of Representatives:

A bill has been presented to me for my approval and signature, entitled, "an act authorizing the county court of Barren to subscribe stock to the Barren county railroad," which I think is in direct conflict with the provision of the constitution which declares that "no law enacted by the general aesembly shall relate to more than one subject, and that shall be expressed in the title." This bill embraces various turnpike roads, and the levying of a tax for their construction, not indicated by the title.

I am, therefore, constrained to withhold my approval.

C. S. MOREHEAD.

The bill referred to in the preceding message reads as follows:

An act authorizing the county court of Barren to subscribe stock to the Barren county Railroad.

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the presiding judge of the Barren county court be and he is hereby authorized and required to subscribe for and on behalf of said county, any number of shares of stock, not exceeding seventy-five thousand dollars, to the capital stock of the Barren county railroad company, to be paid in equal annual installments, such installments to be not exceeding one-third of the whole amount so subscribed.

§ 2. That it is hereby made the duty of said county court, after the subscription of stock to said company shall have been paid as aforesaid, to provide for the collection of not exceeding twenty-five thousand dollars in each year till the sum of not exceeding seventy-five thousand dollars is obtained, which amount, so collected, shall be appropriated, in the manner hereinafter provided, to the construction of turnpike roads in said county between the following places, to-wit: a road from Glasgow to the county line, through the town of Center or LaFayette; a road from Glasgow to Edmonton; a road from Glasgow to the county line, in the direction of Burksville; a road from Glasgow to the county line, in the direction of Tompkinsville; a road from Glasgow to the county line, in the direction of Fountain Run, in Monroe county; and a road from Glasgow, or some point on the Glasgow and Scottsville turnpike road to Rock Hill.

§ 3. That for the purpose of raising the amount subscribed as aforesaid, and the amount to be appropriated to the construction of said turnpike road, the county court of Barren county shall each year levy on the property in said county subject to taxation for state revenue purposes, a tax sufficient to pay the installments of said subscription that may be due for that year, till the whole of said subscription is paid, and then shall, in like manner, collect the amonnt each year

to be raised, till the whole amount to be appropriated to the construction of said turnpikes is obtained. The sum to be raised as aforesaid, for said turnpikes shall, as it is collected, be appropriated ratably to the several turnpike roads according to length of the respective lines of the same: *Provided*, that if any company shall be incorporated and organized within three years after the passage hereof, either by a special act for that purpose or in accordance with the general law of the state authorizing the same to be done for the purpose of building any one or more of said lines of road, said county court, when satisfied that such company is so incorporated and organized in good faith, shall subscribe and pay, as stock, to the capital stock of such company, the amount that such line of road would be ratably entitled to as aforesaid.

§ 4. That the sheriff of said county shall collect all the taxes and assessments authorized by this act, and for that purpose is invested with the same powers, and is subjected to the same penalties, and in all respects to be governed by the laws that are provided for the collection of the state revenue, except that it shall be his duty to pay over said taxes, when collected, to a person to be appointed by said court to receive the same; and shall account to said court for all moneys thus collected; and for any failure to collect and pay over any part of said taxes to such person so authorized by the court to receive the same, said sheriff and his sureties shall be liable, upon his official bond, for all damages and costs by reason of such failure, to be recovered by motion in the name of Barren county in the Barren circuit court.

§ 5. That said county court shall appoint a treasurer to receive from said sheriff all moneys collected under this act; shall take bond with surety for the faithful discharge of his duties, fix his compensation, and by appropriate orders prescribe his duties.

§ 6. That all payments made by any individual on account of tax levied to pay the subscription to the said railroad shall entitle such tax-payer to a certificate from the sheriff for the amount so paid each year, which certificate shall be transferrable by written assignment, and shall entitle the holder thereof to stock in said railroad to the amount thereof; and upon the presentation of such certificate or certificates amounting to one share or more of stock, to the directors of said company, he shall be entered on the books of the company as a stockholder to that amount, and entitled to all the rights of other stockholders in the same.

§ 7. That no person shall be required to pay the tax levied to pay said subscription in addition to the individual stock previously subscribed to the capital stock of said company and paid by him or her, but shall be entitled to a credit upon said tax, due by him or her, by the amount of such individual subscription so paid, upon the presentive to the sheriff of the receipt of such payment; but nothing herein contained shall be construed to lessen the amount subscribed for in behalf of said county as aforesaid.

§ 8. That said county court shall, annually, at the November term of said court, by a vote of a majority of all the justices of said county, elect those commissioners, whose duty it shall be to locate said lines

of turnpike roads; superintend the construction thereof, and for that purpose shall have the power to appoint all such officers and agents and hands; purchase materials, provisions, &c., under the direction and control of said court; but said court shall have the power, at any time, for any cause, to remove any one of said commissioners, to prescribe their duties, and to take a bond for the faithful discharge of the same; and for a failure on their part to discharge said duties, of any one of them, to recover damages therefor, by motion in the name of said county in the Barren circuit court: *Provided*, that no one of said commissioners shall have a voice in the location of any one of the lines of said turnpike road who has any lands on the line of said road, but his place shall be temporarily filled for that purpose by the county court.

§ 9. That before any subscription shall be made to the capital stock of said railroad company, or any money raised for said turnpike, the county court shall, upon the application of the president and directors of said railroad company, cause an election to be held at the several voting places in said county, by the officers authorized by law to hold elections, for the purpose of ascertaining the sense of the qualified voters of said county on the propriety of said subscription to said railroad company and said appropriation to said turnpike; that the clerks at the respective election precints shall open two columns in their respective poll-books, one headed, "for subscription to Barren county railroad and turnpikes," and the other headed, "against subscription to Barren county railroad and turnpikes;" and it shall be the duty of the respective sheriffs to ask of each qualified voter who shall offer to vote on said subject, "are you in favor of the subscription to the Barren county railroad and turnpike?" and if he shall answer in the affirmative his vote shall be recorded in favor of said subscription and appropriation, and in said first named column; but if he shall answer in the negative his vote shall be recorded against the same in said second named column; and if on a comparison of said polls, by the persons authorized by law to compare poll-books in other elections, it shall be found that a majority of the voters who have voted on said subscription and appropriation have voted in favor thereof, then said county court shall have full power and authority, and is hereby required to make said subscription of stock to said company; and at the next court of assessment after, and at the court of assessment in each succeeding year, levy the tax required by this act for payment of said subscription and appropriation. But before any election is held under this act the county court shall give forty days notice thereof, by printed advertisements and by publication in the newspapers printed in the county, which advertisements shall set forth the amounts proposed to be subscribed to said railroad and the amount to be raised for said turnpikes, the time in which said amounts are to be paid, and the amount to be collected by tax and paid each year; that upon a failure or refusal of said county court to order said election, upon the application of said president and directors as aforesaid, the circuit court for Barren county shall have power, by mandamus, awarded on application of said president and directors, to compell said county court to have the same held: *Provided*, that a proposition to subscribe

stock to said railroad company alone may be submitted to the voters of said county, if so specified in the said application of the said president and directors of said railroad company.

§ 10. That said commissioners shall have power to have said lines of turnpike surveyed, and to receive conveyances and relinquishments of right of way from the proprietors of land through which they may pass; and on the refusal of any one to give such right of way they may contract therefor; if no such contract is made they shall report the names of the proprietors of said land to the county court, which shall summons them before said court and a writ of *ad quod damnum* shall be ordered, and the value of the land taken for said road and the damages to the proprietor's adjoining land, over and above the advantages to the same, shall be ascertained, by a jury of twelve men, empannelled for that purpose; and on the coming in of the inquest the court shall order the payment of the value of said land, and said excess of advantages are advantages to be paid. That said county shall be forever released from their subscription of three hundred thousand dollars to the Nashville and Cincinnati railroad company.

The question was then taken, shall the bill pass, the objections of the Governor to the contrary notwithstanding?

And it was decided in the negative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

In the affirmative—none.

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ellis,	James M. Mitchell,
Vene P. Armstrong,	John Ficklin,	Hugh Newell,
E. L. Barbee,	Abram H. Field,	Wm. B. Parker,
Wm. A. Barton,	Curtis Field, jr.,	Joseph Patton,
Robert Bates,	Sidaey A. Foss,	Remus Payne,
James C. Belshe,	John K. Goodloe,	C. D. Pennebaker,
Joseph M. Boarman,	Anderson Gray,	H. K. Rachford,
Robert Browder,	Wm. H. Hamilton,	John I. Roach,
Erasmus O. Brown,	Wilford Lee Harned,	Sinclair Roberts,
T. H. C. Bruce,	Pleasant Hines,	Thomas Shanks,
James L. Caldwell,	John B. Huston,	Joseph Shawhan,
Braxton W. Chamblin,	James S. Jackson,	Wm. B. Skean,
Isaac N. Clement,	George M. Jessee,	Green Sterett,
Leslie Combs,	Madison C. Johnson,	Wm. J. Stitt,
Oliver Crawford,	Milton E. Jones,	Alex. W. Thomas,
Edward Crossland,	Alfred Kendall,	Henry Thompson,
Dillard C. Daniel,	Wm. F. Leathers,	Ben. C. Trapnall,
James W. Davis,	Thomas N. Lindsey,	Claiborne W. White,
Samuel E. DeHaven,	James B. Lyne,	Richard P. Whitt,
Thomas M. Dickey,	John G. Lyon,	John C. Wickliffe,
Henry B. Dobyns,	Charles A. Marshall,	Benj. M. Winston,
Blanton Duncan,	John C. McCreary,	John H. Woosley,
Charles Eaves,	John H. McMillan,	S. Worthington—69.

And so the said bill was rejected.

Bills which originated in this House, of the following titles, viz:

An act to incorporate St. Thomas' Seminary, of Nelson county.

An act to amend the charter of the town of Foster.

An act to authorize the citizens of Eminence to elect a town marshal.

An act to authorize Luke Howlett to erect a dam and trap across the Rolling fork.

An act to amend and reduce into one the road laws of Greenup county.

An act to amend the charter of the Agricultural Deposit Bank of Lexington.

An act to amend the charter of the town of Munfordsville.

An act amending the law concerning passways.

An act requiring the county judges to keep their offices and records at their respective county seats.

An act to create the offices of police judge and town marshal in the town of West Point, Hardin county.

An act creating a police judge and marshal for the town of Burlington.

An act to incorporate the town of Monticello.

An act to change the time of holding the courts in the third judicial district.

An act authorizing the county court of Trigg to change the state road in said county.

An act for the benefit of Elbert Cook, of Livingston county.

The Senate had passed these bills with amendments.

Which were twice read and concurred in.

According to order, the House then took up for consideration

A bill to incorporate the Kentucky river Navigation Company.

Which was read the first time, and ordered to be read a second time.

Mr. Richardson moved an amendment.

Which was adopted.

Mr. Hensley moved an amendment.

Which was adopted.

Mr. Trapnall moved to strike out the 9th section of said bill.

Which reads as follows, viz:

§ 9. The county courts of the several counties bordering upon the Kentucky river, or interested in its navigation, may, on the application of the corporators named in the first section, or of the directors of said company after its organization, order a vote to be taken in

their respective counties, and at a general election, as to the propriety of a subscription, by the county, to the stock of said company. The application to the county court shall state the sum which the county is expected to subscribe, not exceeding, in any event, one per cent. on the assessed valuation of such county. If a majority of the votes cast shall be in favor of the subscription, the county court shall make the same, and shall, thereupon, proceed to levy a tax on all the taxable property of said county, sufficient to pay the whole amount of said subscription within three years from the time it was made.

And the question being taken upon the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. McAfee and Parker, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	John Ficklin,	Hugh Newell,
Elias L. Barbee,	Abram H. Field,	Wm. B. Parker,
Robert Bates,	Curtis Field, Jr.,	Remus Payne,
James C. Belshe,	Wm. H. Hamilton,	H. K. Rachford,
Joseph M. Boarman,	Elisha Hardy,	Newton P. Reid,
William A. Brann,	Harvey F. Hensley,	John I. Roach,
Erasmus O. Brown,	James K. Huey,	Sinclair Roberts,
Thomas H. C. Bruce,	John B. Huston,	Joseph Shawhan,
John M. Burns,	Milton E. Jones,	Wm. B. Skean,
Isaac N. Clement,	Willis B. Machen,	Green Sterett,
Oliver Crawford,	Charles A. Marshall,	Henry Thompson,
Francis M. Daily,	Allen L. McAfee,	Benjamin C. Trapnall,
Thomas M. Dickey,	John C. McCreary,	Joshua T. White,
Henry B. Dobyns,	J. H. McMillan,	Richard P. Whitt—44.
John Ellis,	Jonathan Newcum,	

Those who voted in the negative, were

Mr. Speaker, (White,)	J. K. Goodloe,	James M. Mitchell,
Vene P. Armstrong,	Anderson Gray,	Joseph Patton,
William A. Barton,	George W. Hamilton,	William P. Payne,
Robert Browder,	W. Lee Harned,	Robert Richardson,
Gabriel S. Caldwell,	Pleasant Hines,	Elijah G. Sebree,
James L. Caldwell,	George M. Jessee,	Thomas Shanks,
Braxton W. Chamblin,	Madison C. Johnson,	Isaac Smith,
Leslie Combs,	Hiram Kelsey,	William J. Stitt,
Dillard C. Daniel,	Alfred Kendall,	Alexander W. Thomas,
James W. Davis,	William F. Leathers,	C. W. White,
Samuel E. DeHaven,	Thomas N. Lindsey,	John C. Wickliffe,
Blanton Duncan,	James B. Lyne,	B. M. Winston,
Charles Eaves,	John G. Lyon,	William Woods,
George S. Fleming,	James H. McDaniel,	S. Worthington—43.
Sidney A. Foss,		

Mr. Huston moved an amendment.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. C. Field, jr., Combs; and Drane, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Abram H. Field,	John H. McMillan,
Elias L. Barbee,	Sidney A. Foss,	James M. Mitchell,
William A. Barton,	John K. Goodloe,	Hugh Newell,
William A. Brann,	Anderson Gray,	William B. Parker,
Robert Browder,	G. W. Hamilton,	Joseph Patton,
Erasmus O. Brown,	William O. Hansford,	William P. Payne,
Thomas H. C. Bruce,	Wilford Lee Harned,	C. D. Pennebaker,
James L. Caldwell,	Pleasant Hines,	H. K. Rachford,
Braxton W. Chamblin,	John B. Huston,	Robert Richardson,
Leslie Combs,	George M. Jessee,	Elijah G. Sebree,
Oliver Crawford,	Madison C. Johnson,	Thomas Shanks,
Edward Crossland,	Hiram Kelsey,	Joseph Shawhan,
Francis M. Daily,	Alfred Kendall,	William J. Stitt,
Dillard C. Daniel,	William F. Leathers,	Charles P. Talbot,
James W. Davis,	Thomas N. Lindsey,	Alexander W. Thomas,
Samuel E. DeHaven,	James B. Lyne,	Henry Thompson,
Thomas M. Dickey,	John G. Lyon,	Richard P. Whitt,
Henry B. Dobyns,	Charles A. Marshall,	John K. Wilson,
Blanton Duncan,	Allen L. McAfee,	Ben. M. Winston,
Charles Eaves,	John C. McCreary,	William Woods,
John Ellis,	James H. McDaniel,	S. Worthington—63.

Those who voted in the negative, were

Mr. Speaker, (White,)	William H. Hamilton,	John I. Roach,
William T. Anthony,	Elisha Hardy,	William B Skean,
Robert Bates,	Harvey F. Hensley,	Isaac Smith,
James C. Belshe,	James K. Huey,	Green Sterett,
Joseph M. Boarman,	Milton E. Jones,	Benjamin C. Trapnall,
John M. Burns,	Willis B. Machen,	C. W. White,
Gabriel S. Caldwell,	Jonathan Newcum,	Joshua T. White,
Isaac N. Clement,	Remus Payne,	John C. Wickliffe,
John Ficklin,	Newton P. Reid,	John H. Woosley—28.
Curtis Field, Jr.,		

Resolved, That the title thereof be as aforesaid.

The House then took up for consideration of a bill from the Senate, entitled,

An act authorizing an increase of the capital stock of the Com-

mercial Bank of Kentucky, and the establishment of additional branches.

With amendments moved thereto.

Mr. Trapnall moved the previous question.

And the question being taken, shall the main question be now put? it was decided in the affirmative.

The question was then taken upon the adoption of the amendment proposed by Mr. Shawhan.

Which reads as follows, viz:

That a branch of said bank shall be located at the town of Lebanon, in Marion county, with a capital of two hundred thousand dollars.

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Boarman, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Wilford Lee Harned,	Joseph Shawhan,
Elias L. Barbee,	John B. Huston,	Isaac Smith,
Joseph M. Boarman,	W. F. Leathers,	Charles P. Talbot,
G. S. Caldwell,	T. N. Lindsey,	Alex. W. Thomas,
Leslie Combs,	James M. Mitchell,	B. C. Trapnall,
Abram H. Field,	Jonathan Newcum,	C. W. White,
George S. Fleming,	William B. Parker,	John C. Wickliffe,
George W. Hamilton,	C. D. Pennebaker,	J. K. Wilson,
Wm. H. Hamilton,	Elijah G. Sebree,	William Woods—28.
Wm. O. Hansford,		

Those who voted in the negative, were

William T. Anthony,	Blanton Duncan,	John C. McCreary,
V. P. Armstrong,	Charles Eaves,	James H. McDaniel,
William A. Barton,	John Ellis,	John H. McMillan,
Robert Bates,	John Ficklin,	Hugh Newell,
James C. Belshe,	Curtis Field, Jr.	Joseph Patton,
William A. Brann,	Sidney A. Foss,	Remus Payne,
Robert Browder,	John K. Goodloe,	William P. Payne,
Erasmus O. Brown,	Anderson Gray,	H. K. Rachford,
Thomas H. C. Bruce,	Elisha Hardy,	Newton P. Reid,
John M. Burns,	Harvey F. Hensley,	Robert Richardson,
James L. Caldwell,	Pleasant Hines,	John I. Roach,
Braxton W. Chamblin,	James K. Huey,	Sinclair Roberts,
Isaac N. Clement,	James S. Jackson,	Thomas Shanks,
Oliver Crawford,	George M. Jessee,	William B. Skean,
Edward Crossland,	Madison C. Johnson,	Green Sterett,
Francis M. Daily,	Milton E. Jones,	William J. Stitt,
Dillard C. Daniel,	Hiram Kelsey,	Henry Thompson,
James W. Davis,	Alfred Kendall,	Joshua T. White,
Samuel E. DeHaven,	James B. Lyne,	Richard P. Whitt,

Thomas M. Dickey,	John G. Lyon,	Benj. M. Winston,
Henry B. Dobyns,	Willis B. Machen,	John H. Woosley,
John Donan,	Charles A. Marshall,	S. Worthington—68.
Stephen T. Drane,	A. L. McAfee,	

The said bill was then read a third time, as amended.

Mr. Burns moved the following engrossed clause, by way of ryder:

That a branch of said bank shall be located at the town of Prestonsburg, in Floyd county, with a capital of two hundred thousand dollars.

Mr. Chamblin moved the previous question.

And the question was then taken, shall the main question be now put? and it was decided in the affirmative.

The question was then taken upon the amendment proposed by Mr. Burns, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Newell and Shawhan, were as follows, viz:

Those who voted in the affirmative, were

E. L. Barbee,	William F. Leathers,	Robert Richardson,
Robert Bates,	Thomas N. Lindsey,	Sinclair Roberts,
John M. Burns,	Allen L. McAfee,	Wm. B. Skean,
Leslie Combs,	John H. McMillan,	William J. Stitt,
Charles Eaves,	James M. Mitchell,	C. P. Talbot,
C. Field, jr.,	Jonathan Newcum,	Benjamin C. Trapnall,
J. B. Huston,	Hugh Newell,	C. W. White,
J. S. Jackson,	William B. Parker,	Richard P. Whitt,
M. C. Johnson,	Joseph Patton,	Ben. M. Winston,
Milton E. Jones,	Newton P. Reid,	Wm. Woods—30.

Those who voted in the negative, were

Wm. T. Anthony,	S. T. Drane,	Charles A. Marshall,
Vene P. Armstrong,	Blanton Duncan,	John C. McCreary,
Wm. A. Barton,	John Ellis,	J. H. McDaniel,
James C. Belshe,	John Ficklin,	Remus Payne,
Joseph M. Boarman,	A. H. Field,	Wm. P. Payne,
Robert Browder,	G. S. Fleming,	C. D. Pennebaker,
E. O. Brown,	Sidney A. Foss,	H. K. Rachford,
T. H. C. Bruce,	John K. Goodloe,	John I. Roach,
Gabriel S. Caldwell,	Anderson Gray,	E. G. Sebree,
J. L. Caldwell,	George W. Hamilton,	Thomas Shanks,
B. W. Chamblin,	Wm. H. Hamilton,	Joseph Shawhan,
Isaac N. Clement,	Elisha Hardy,	Isaac Smith,
Oliver Crawford,	Wilford Lee Harned,	Green Sterett,
Edward Crossland,	H. F. Hensley,	A. W. Thomas,
Francis M. Daily,	Pleasant Hines,	Henry Thompson,
D. C. Daniel,	J. K. Huey,	Joshua T. White,
James W. Davis,	Hiram Kelsey,	J. C. Wickliffe,

Samuel E. DeHaven, Alfred Kendall, John K. Wilson,
Thomas M. Dickey, James B. Lyne, John H. Woosley,
Henry B. Dobyns, John G. Lyon, S. Worthington—62.
John Donan, W. B. Machen,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Pennebaker and Davis, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) S. A. Foss, William P. Payne,
Vene P. Armstrong, John K. Goodloe, C. D. Pennebaker,
William A. Barton, Anderson Gray, Robert Richardson,
Erasmus O. Brown, Wm. O. Hansford, Elijah G. Sebree,
James L. Caldwell, Wilford Lee Harned, Thomas Shanks,
Braxton W. Chamblin, John B. Huston, Joseph Shawhan,
Leslie Combs, James S. Jackson, Isaac Smith,
Edward Crossland, Madison C. Johnson, Charles P. Talbot,
Dillard C. Daniel, William F. Leathers, Alex. W. Thomas,
James W. Davis, Thomas N. Lindsey, B. C. Trapnall,
Thomas M. Dickey, John G. Lyon, C. W. White,
Stephen T. Drane, James H. McDaniel, John C. Wickliffe,
Blanton Duncan, J. M. Mitchell, Benjamin M. Winston,
Abram H. Field, Remus Payne, William Woods—43.
George S. Fleming,

Those who voted in the negative, were

William T. Anthony, John Ficklin, Jonathan Newcum,
Elias L. Barbee, Curtis Field, Jr., Hugh Newell,
Robert Bates, Wm. H. Hamilton, William B. Parker,
James C. Belshe, Elisha Hardy, Joseph Patton,
Joseph M. Boarman, Harvey F. Hensley, H. K. Rachford,
Wm. A. Brann, Pleasant Hines, Newton P. Reid,
Robert Browder, James K. Huey, John I. Roach,
Thomas H. C. Bruce, George M. Jessee, Sinclair Roberts,
John M. Burns, Milton E. Jones, Wm. B. Skean,
Gabriel S Caldwell, Hiram Kelsey, Green Sterett,
Isaac N. Clement, Alfred Kendall, William J. Stitt,
Oliver Crawford, James B. Lyne, Henry Thompson,
Francis M. Daily, Willis B. Machen, Joshua T. White,
Samuel E. DeHaven, Charles A. Marshall, Richard P. Whitt,
Henry B. Dobyns, Allen L. McAfee, John K. Wilson,
John Donan, John C. McCreary, John H. Woosley,
Charles Eaves, John H. McMillan, S. Worthington—52.
John Ellis,

And so the said bill was disagreed to.

An act to repeal the first section of an act, entitled, an act to amend the charter of the Henderson and Nashville Railroad Company.

This bill passed the Senate with an amendment.

The question was then taken upon concurring in said amendment, and it was decided in the negative.

Mr. Huston moved the following resolution, viz:

Resolved, That for the residue of the session of this House, a recess be taken at 1 o'clock, P. M., until 2½ o'clock, and then a further recess from 6 o'clock until 7½ o'clock, P. M., for the transaction of all business in its regular order.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and Johnson, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Henry B. Dobyns,	Willis B. Machen,
V. P. Armstrong,	John Donan,	Charles A. Marshall,
Elias L. Barbee,	Stephen T. Drane,	James H. McDaniel,
William A. Barton,	Blanton Duncan,	John H. McMillan,
Robert Bates,	John Ellis,	James M. Mitchell,
James C. Belshe,	John Ficklin,	Newton P. Reid,
Joseph M. Boarman,	Sidney A. Foss,	Sinclair Roberts,
William A. Brann,	George W. Hamilton,	Elijah G. Sebree,
Robert Browder,	Wm. H. Hamilton,	Thomas Shanks,
Erasmus O. Brown,	Elisha Hardy,	Joseph Shawhan,
John M. Burns,	Wilford Lee Harned,	William B. Skean,
G. S. Caldwell,	Harvey F. Hensley,	Isaac Smith,
James L. Caldwell,	Pleasant Hines,	Green Sterett,
Braxton W. Chamblin,	James K. Huey,	William J. Stitt,
Isaac N. Clement,	John B. Huston,	Charles P. Talbot,
Leslie Combs,	George M. Jessee,	Alex. W. Thomas,
Oliver Crawford,	Madison C. Johnson,	Henry Thompson,
Edward Crossland,	Milton E. Jones,	C. W. White,
Francis M. Daily,	Hiram Kelsey,	Joshua T. White,
Dillard C. Daniel,	Alfred Kendall,	John H. Woosley,
James W. Davis,	James B. Lyne,	S. Worthington—64.
Thomas M. Dickey,		

Those who voted in the negative, were

Mr. Speaker, (White,)	John G. Lyon,	Robert Richardson,
Thomas H. C. Bruce,	John C. McCreary,	John I. Roach,
Samuel E. DeHaven,	Hugh Newell,	B. C. Trapnall,
Abram H. Field,	Joseph Patton,	Richard P. Whitt,
John K. Goodloe,	Remus Payne,	John C. Wickliffe,
Anderson Gray,	William P. Payne,	J. K. Wilson,
Wm. O. Hansford,	C. D. Pennebaker,	Benj. M. Winston,
T. N. Lindsey,	H. K. Rachford,	William Woods—24.

Mr. Brown read and laid on the table the following joint resolution, viz:

Whereas, the time fixed by the general assembly for final adjournment is understood to be Monday next, the 15th instant, and as the business of the legislature is in such condition as renders it expedient that their intention should be known upon this subject; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That when this House adjourns on the 22d instant, it adjourn *sine die*.

The rule of the House requiring joint resolutions to lie one day on the table having been dispensed with,

The question was taken upon the adoption of said resolution, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Pennebaker, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)
E. L. Barbee,
James C. Belshe,
E. O. Brown,
T. H. C. Bruce,
Gabriel S. Caldwell,
B. W. Chamblin,
Leslie Combs,
John Ficklin,
A. H. Field,
John K. Goodloe,
Anderson Gray,
George W. Hamilton,
Wm. O. Hansford,
William F. Leathers,
Thomas N. Lindsey,
James B. Lyne,
John H. McMillan,
Jonathan Newcum,
Hugh Newell,
Remus Payne,
H. K. Rachford,
Robert Richardson,
John I. Roach,
Thomas Shanks,
Joseph Shawhan,
Wm. B. Skean,
Green Sterett,
C. P. Talbot,
Benjamin C. Trapnall,
J. C. Wickliffe—31.

Those who voted in the negative, were

Wm. T. Anthony,
Vene P. Armstrong,
Wm. A. Barton,
Robert Bates,
Joseph M. Boarman,
William A. Brann,
Robert Browder,
John M. Burns,
J. L. Caldwell,
Isaac N. Clement,
Oliver Crawford,
Edward Crossland,
Francis M. Daily,
D. C. Daniel,
James W. Davis,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
John Donan,
S. T. Drane,
Blanton Duncan,
Charles Eaves,
John Ellis,
C. Field, jr.,
Sidney A. Foss,
Wm. H. Hamilton,
Elisha Hardy,
Wilford Lee Harned,
H. F. Hensley,
Pleasant Hines,
J. K. Huey,
J. B. Huston,
George M. Jessee,
M. C. Johnson,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
John G. Lyon,
W. B. Machen,
Charles A. Marshall,
Allen L. McAfee,
John C. McCreary,
J. H. McDaniel,
James M. Mitchell,
William B. Parker,
Joseph Patton,
Wm. P. Payne,
C. D. Pennebaker,
Newton P. Reid,
Sinclair Roberts,
Isaac Smith,
William J. Stitt,
A. W. Thomas,
Henry Thompson,
C. W. White,
Joshua T. White,
Richard P. Whitt,
John K. Wilson,
Ben. M. Winston,
Wm. Woods,
John H. Woosley,
S. Worthington—62.

Mr. Duncan moved to reconsider the vote by which said resolution was rejected.

Mr. Brown moved to lay said motion on the table.

Which was adopted.

The House then took up for consideration

A resolution from the Senate to provide for the printing of the reports of the Kentucky State Agricultural Society.

And the question being taken upon concurring in said resolution, it was decided in the negative; a constitutional majority not voting therefor.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	George S. Fleming,	Allen L. McAfee,
William A. Barton,	S. A. Foss,	James H. McDaniel,
Joseph M. Boarman,	John K. Goodloe,	J. M. Mitchell,
Robert Browder,	Anderson Gray,	Remus Payne,
Erasmus O. Brown,	George W. Hamilton,	C. D. Pennebaker,
Gabriel S. Caldwell,	Wm. O. Hansford,	H. K. Rachford,
James L. Caldwell,	Wilford Lee Harned,	Elijah G. Sebree,
Braxton W. Chamblin,	James K. Huey,	Thomas Shanks,
Leslie Combs,	John B. Huston,	Charles P. Talbot,
Dillard C. Daniel,	James S. Jackson,	Alex. W. Thomas,
Samuel E. DeHaven,	Madison C. Johnson,	B. C. Trapnall,
Stephen T. Drane,	William F. Leathers,	C. W. White,
Blanton Duncan,	Thomas N. Lindsey,	John C. Wickliffe,
Charles Eaves,	James B. Lyne,	Benjamin M. Winston,
John Ellis,	John G. Lyon,	William Woods,
Abram H. Field,	Charles A. Marshall,	S. Worthington—48.

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ficklin,	Joseph Patton,
William T. Anthony,	Curtis Field, Jr.,	William P. Payne,
Elias L. Barbee,	Wm. H. Hamilton,	Newton P. Reid,
Robert Bates,	Elisha Hardy,	Robert Richardson,
James C. Belshe,	Harvey F. Hensley,	John I. Roach,
Wm. A. Brann,	Pleasant Hines,	Joseph Shawhan,
Thomas H. C. Bruce,	George M. Jessee,	Wm. B. Skean,
John M. Burns,	Milton E. Jones,	Isaac Smith,
Isaac N. Clement,	Hiram Kelsey,	Green Sterett,
Oliver Crawford,	Alfred Kendall,	William J. Stitt,
Edward Crossland,	Willis B. Machen,	Henry Thompson,
Francis M. Daily,	John C. McCreary,	Joshua T. White,
James W. Davis,	John H. McMillan,	Richard P. Whitt,
Thomas M. Dickey,	Hugh Newell,	John K. Wilson,
Henry B. Dobyns,	William B. Parker,	John H. Woosley—46.
John Donan,		

So the resolution was disagreed to.

Mr. Brown moved the following resolution, viz:

Resolved, That no member of this House shall speak upon any subject longer than five minutes, in any one speech; and that no member shall explain his vote when his name is called.

Which was adopted.

On motion, leave of absence was granted to Messrs. Fleming and Hines for the remainder of the present session.

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to regulate the holding of the circuit courts in the 12th judicial district.

An act to incorporate the Scott Female Institute.

An act to regulate the terms of the circuit courts and the equity and criminal courts in the 4th judicial district.

An act to amend an act to amend the law regulating the sale of spirituous, malt and vinous liquors, to free negroes and slaves, approved February 27, 1856.

An act regulating the sale of partnership property, taken in execution for the separate debt of one of the partners.

An act for the benefit of the sheriff of Hickman county.

Bills which originated in this House, of the following titles, viz:

An act to incorporate the Millersburg, Indian creek Meeting house, and Cynthiana Turnpike road Company.

An act to incorporate the St. Mary's Turnpike road Company, in Marion county.

An act to incorporate the Harmony and Fork Turnpike road Company.

An act to authorize the county court of Logan to change its subscription to the Louisville and Nashville Railroad Company.

An act prescribing the means and mode of opening and working roads in the county of Boone.

An act to incorporate the Fowler's creek and Staffordsburg Turnpike road Company.

An act to amend an act, entitled, an act to amend the charter of the Lexington and Danville Railroad Company, approved March 10, 1856.

An act to incorporate the Russellville and Springfield Turnpike Road Company.

An act to incorporate the Rolling Fork and St. Mary's Turnpike road Company, in Marion county.

An act authorizing the county court of Barren to subscribe stock to the Barren county Railroad.

An act to establish a tobacco inspection warehouse at Mayfield.

An act to incorporate the Presbyterian Church at Lebanon.

An act for the benefit of the Mt. Pleasant Presbyterian church, in Harrison county.

An act for the benefit of John Troutman, of Nelson county.

An act for the benefit of the Methodist church at Bardstown.

An act for the benefit of Dennis Purcell and Henry Spink, of Nelson and Hardin counties.

An act for the benefit of the Christian church of Winchester.

An act amending the charter of the Union Turnpike road Company.

An act for the benefit of James E. Secrest, late sheriff of Nicholas county.

An act to amend the charter of the Oregon Turnpike road Company.

An act for the benefit of Julian Nail.

An act to allow James C. Jones to solemnize the rites of matrimony.

An act for the benefit of the Christian church in Irvine, in Estill county.

An act to incorporate the Columbia and Russell's Springs Turnpike road Company.

An act to incorporate the Methodist Episcopal Church South, in the city of Henderson.

An act to amend the charter of the Crab Orchard and Gilmore's Lick Turnpike road Company.

An act amending the charter of Knob Lick Turnpike road Company.

An act to incorporate the Canton, Cadiz and Hopkinsville Turnpike road Company.

An act for the relief of W. M. Smith, late gate keeper on the Wilderness road, in Rockcastle county.

An act for the benefit of Charles W. Robinson.

An act to authorize the citizens of the town of Warsaw to elect a police judge and marshal.

An act to incorporate the Mount Lebanon and Kentucky river Turnpike road Company.

An act to amend the charter of the Campbellsville Turnpike road Company.

An act for the benefit of Wm. H. Hamilton, late sheriff of Larue county.

An act to incorporate the St. Andrews church, in Louisville.

An act for the benefit of W. L. Kirk and Wm. Douglass, of Marion county.

An act establishing an additional election precinct in Caldwell county.

An act to charter the Southwestern Agricultural Works.

An act enlarging the boundary of the town of Cadiz, in Trigg county.

An act to repeal an act, entitled, an act to prohibit fishing in the north fork of Licking river, in Bracken county.

An act to incorporate the Stony Point and Lemon's Mill Turnpike road Company.

An act to amend the charter of the town of Greenville.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto

Ordered, That Mr. Roach inform the Senate thereof.

Mr. Eaves, from a select committee, reported

A bill concerning the juridical days of the November term of the Muhlenburg circuit court.

Mr. Bruce, from a select committee, reported

A bill to increase the county levy of Lewis county.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported by the several committees appointed to prepare and bring in the same, viz:

By the committee on Circuit Courts—

A bill concerning the Casey circuit court.

By the committee on the Judiciary—

A bill to authorize the county county court of Kenton county to divide justice's districts into voting precincts, and establishing voting places therein.

By the committee on Propositions and Grievances—

A bill to establish a police court in the town of New Haven.

By the committee on County Courts—

A bill authorizing the sale of poor-house lands in Nicholas county.

By the committee on Education—

A bill to incorporate the Bethel Female High School.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Newell moved to reconsider the vote by which this House disagreed to an amendment of the Senate to a bill which originated in this House, entitled,

An act to repeal the first section of an act to amend the charter of the Henderson and Nashville Railroad Company.

The vote was reconsidered, and the Senate amendment twice read and concurred in.

Mr. Newell, from a select committee, reported

A bill providing pay for red fox scalps.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Leathers and Wilson, were as follows, viz:

Those who voted in the affirmative, were

Elias L. Barbee,	John Ellis,	Joseph Patton,
Robert Bates,	John Ficklin,	C. D. Pennebaker,
James C. Belshe,	Sidney A. Foss,	H. K. Rachford,
Joseph M. Boarman,	John K. Goodloe,	Newton P. Reid,
Thomas H. C. Bruce,	Harvey F. Hensley,	Robert Richardson,
John M. Burns,	James K. Huey,	Sinclair Roberts,
Gabriel S. Caldwell,	John B. Huston,	Joseph Shawhan,
Isaac N. Clement,	J. S. Jackson,	William B Skean,
Leslie Combs,	Madison C. Johnson,	William J. Stitt,
Oliver Crawford,	Milton E. Jones,	Henry Thompson,
Edward Crossland,	Hiram Kelsey,	Benjamin C. Trapnall,
Francis M. Daily,	Thomas N. Lindsey,	C. W. White,
Dillard C. Daniel,	John G. Lyon,	Joshua T. White,
James W. Davis,	Willis B. Machen,	Richard P. Whitt,
Henry B. Dobyns,	Charles A. Marshall,	John C. Wickliffe,
John Donan,	Allen L. McAfee,	Ben. M. Winston,
Blanton Duncan,	Hugh Newell,	John H. Woosley—53.
Charles Eaves,	William B. Parker,	

Those who voted in the negative, were

Vene P. Armstrong,	Anderson Gray,	John H. McMillan,
William A. Barton,	G. W. Hamilton,	James M. Mitchell,
William A. Brann,	William H. Hamilton,	Remus Payne,
Robert Browder,	Wilford Lee Harned,	Thomas Shanks,
Erasmus O. Brown,	Pleasant Hines,	Isaac Smith,
James L. Caldwell,	Alfred Kendall,	Green Sterett,
Braxton W. Chamblin,	William F. Leathers,	Charles P. Talbot,
Thomas M. Dickey,	John C. McCreary,	Alexander W. Thomas,
Stephen T. Drane,	James H. McDaniel,	S. Worthington—28.
Curtis Field, Jr.,		

Resolved, That the title thereof be as aforesaid.

The committee on the Judiciary, to whom was referred a bill from the Senate of the following title, viz:

An act to incorporate the Kentucky Farmers' Mutual Insurance Company,

Reported the same without amendment.

The said bill was read a third time.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The committee on Education, to whom was referred a bill from the Senate of the following title, viz:

An act for the benefit of common school districts in this Commonwealth,

Reported the same with an amendment.

Which was concurred in.

The said bill, as amended, was read a third time.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The House then took up for consideration of a bill from the Senate, entitled,

An act to establish equity courts in the counties of Kenton, Campbell, Pendleton, Breckinridge and Mason.

Also—

An act to amend the charter of the town of Somerset.

Also—

An act for the benefit of W. H. Randall and Addison Williams.

Also—

An act for the benefit of William Corum, clerk of the Greenup county and circuit courts.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with,

Said bills were disagreed to.

Bills from the Senate of the following titles, viz:

An act to amend an act, entitled, an act to incorporate the city of Paducah.

An act allowing the citizens of the town of Burksville the power of electing a police judge and town marshal.

An act to incorporate the Star Fire Company, No. 1, of Carrollton, Kentucky.

An act for the benefit of the Shelby Railroad Company.

An act to repeal an act, entitled, an act to incorporate the town of Bledsoe, in Fulton county.

An act to limit the jurisdiction of the police judge and town marshal of the town of Calhoon, in McLean county.

An act to amend the law creating a board of supervisors of tax.

An act to amend an act, entitled, an act to incorporate the Clark's river Bridge Company, in McCracken county.

An act for the benefit of James H. Payne, late sheriff of Knox county.

An act to incorporate the Russellville and Logan county Railroad Company.

An act for the benefit of Isaac H. Underwood, jailer of Washington county.

An act for the benefit of Bagdad and Harrisonville Turnpike road.

An act to repeal an act, entitled, an act to create an additional civil district in Hickman county.

An act for the benefit of R. H. Stanhope.

An act to authorize Wm. Grimes to sell negroes.

An act to incorporate the Munday's Landing and Harrodsburg Turnpike road Company.

An act to amend an act incorporating the Harrodsburg and Cornishville Turnpike road Company.

An act to incorporate the Poplar Mountain Coal and Mining Company and Manufacturing Coke Company, in Clinton connty.

An act for the benefit of James Davis, of Union county.

An act to incorporate the Harrodsburg, Keene, and South Elkhorn Turnpike road Company.

An act to charter the Silver creek Turnpike road Company.

An act to amend the charter of the Covington and Taylor's Mill Turnpike road Company.

An act to re-locate the state road in Whitley, and erect a toll-gate thereon.

An act to amend the charter of the Carrollton and Eagle creek Turnpike road Company.

An act to amend the act incorporating the Louisville and Newport Branch Railroad Company.

An act to incorporate the Elizaville and Fairview Turnpike road Company.

An act supplemental to an act incorporating the Big Sandy Navigation Company.

An act to repeal the local laws now in force in relation to the roads in Pendleton county.

An act to incorporate the Maxville, Willisburg, and Buck Fork Turnpike road Company.

An act to incorporate the Cynthiana, Buena Vista and Cedar creek Turnpike road Company.

An act to incorporate the Laurel Furnace Company.

An act for the benefit of the Versailles and Anderson Turnpike road Company.

An act to incorporate the Hardin's creek Turnpike road Company.

An act to incorporate the Ford's Mill Turnpike road Company, in Woodford county.

An act allowing James N. Brashear, of Perry county, to erect a mill and dam in said county.

An act to amend the charter of the Williamsburg, Cumberland river and Tennessee railroad.

An act for the benefit of the Louisville and Bardstown Railroad.

An act for the benefit of the Shelby circuit court clerk.

An act to amend the charter of the town of Shelbyville.

An act to incorporate the Ashland Foundry and Fire-brick Company.

An act to incorporate the Hopkinsville Library Association.

An act granting further powers to the trustees of the town of Richmond.

An act to incorporate the Georgetown and Long Lick Turnpike road Company.

An act to incorporate the Stamping Ground and Lecompte's run Turnpike road Company.

An act to incorporate the Stamping Ground and Harmony Turnpike road Company.

An act for the benefit of the town of Owensboro.

An act to amend an act creating the offices of police judge and town marshal of Lewisport.

An act to incorporate the town of West Covington, in Kenton county.

An act authorizing the Madison county court to levy a tax to improve the poor-house lands in said county.

An act for the benefit of the Owen county court.

An act to create an additional justices' and election district in Laurel county.

An act to incorporate the town of Cromwell, in Ohio county.

An act to legalize the sale of the public well in London.

An act creating an additional voting place and justices' district in Owsley county.

An act authorizing the disposition of certain books in the surveyor's office of Whitley county.

An act for the benefit of W. G. Eversol, of Perry county.

An act to create an additional election precinct in Harlan county.

An act to change the time of holding the quarterly courts of Harlan county.

An act to change the time of holding the September term of the Monroe quarterly court.

An act to amend an act incorporating the town of Murray, in Calloway county.

An act for the benefit of James S. Coleman, Q. C. Shanks and Elijah Phipps, of Ohio county.

An act for the benefit of Isaac Smith, late sheriff of Barren county.

An act for the benefit of George Stivers, sr., of Clay, and Nicholas Combs, of Perry county.

An act for the benefit of Wm. Johnson and Aaron Johnson, of Laurel county.

An act for the benefit of Daniel Higgins, of McCracken county.

An act to incorporate the Springfield and Knob Lick Turnpike road Company.

An act for the benefit of the Rockbridge Turnpike road Company.

An act to incorporate the Great South Fork Cumberland river and Nashville Iron, Coal and Lumber Company.

An act fixing the time for the president of the board of internal improvement to take the oath of office, after his election or appointment.

An act to incorporate the Millersburg Male and Female Collegiate Institute.

An act to incorporate the Millersburg and Cane Run Turnpike road Company.

An act for the benefit of the Slate Union church.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

An act to prevent the extension of credit to minors at school, without the permission of their parents, &c.

Was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Shawhan and Armstrong, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ellis,	Hugh Newell,
Vene P. Armstrong,	Abram H. Field,	Wm. B. Parker,
William A. Barton,	Sidney A. Foss,	Joseph Patton,
William A. Brann,	J. K. Goodloe,	Remus Payne,
Robert Browder,	W. Lee Harned,	C. D. Pennebaker,
Erasmus O. Brown,	Pleasant Hines,	H. K. Rachford,
Thomas H. C. Bruce,	James K. Huey,	Newton P. Reid,
James L. Caldwell,	John B. Huston,	Robert Richardson,
Braxton W. Chamblin,	George M. Jessee,	Thomas Shanks,
Isaac N. Clement,	Madison C. Johnson,	Isaac Smith,
Leslie Combs,	Alfred Kendall,	Green Sterett,
Oliver Crawford,	Thomas N. Lindsey,	Charles P. Talbot,
Edward Crossland,	James B. Lyne,	Alexander W. Thomas,
Dillard C. Daniel,	John G. Lyon,	Henry Thompson,
James W. Davis,	Willis B. Machen,	Benjamin C. Trapnall,
Samuel E. DeHaven,	Charles A. Marshall,	C. W. White,
Thomas M. Dickey,	Allen L. McAfee,	John C. Wickliffe,
John Donan,	James H. McDaniel,	John K. Wilson,
Stephen T. Drane,	J. H. McMillan,	B. M. Winston,
Blanton Duncan,	James M. Mitchell,	S. Worthington—61.
Charles Eaves,		

Those who voted in the negative, were

Elias L. Barbee,	Curtis Field, Jr.,	John C. McCreary,
Robert Bates,	Anderson Gray,	Sinclair Roberts,
James C. Belshe,	Wm. H. Hamilton,	Joseph Shawhan,
Joseph M. Boarman,	Harvey F. Hensley,	Wm. B. Skean,

Francis M. Daily, Milton E. Jones, William J. Stitt,
Henry B. Dobyns, William F. Leathers, Richard P. Whitt—19.
John Ficklin,

Resolved, That the title thereof be as aforesaid.

And then the House adjourned.

SATURDAY, FEBRUARY 13, 1858.

Mr. Lindsey, from the select committee appointed to prepare and bring in the same, reported

A bill regulating the fees of jailers against the United States.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Senate announcing that they had passed bills from this House of the following titles, viz:

An act to incorporate the Philodelphian Literary Society of the Columbia High School.

An act to change the boundary line of school district No. 15, in Crittenden county.

An act to organize and carry out a general system of improving the roads in Logan county.

An act to incorporate Attalia Lodge, No. 94, I. O. O. F.

An act to incorporate the Catlettsburg Circulating Library Association.

An act to amend an act, entitled, an act to incorporate the Covington Library Association.

An act for the benefit of Allen Smith, late sheriff of Clinton county.

An act for the benefit of Thomas Landrum, late sheriff of Daviess county.

An act for the benefit of the assessor of Henderson county.

An act appropriating money to Alfred Chanslor.

An act to impose a tax upon dogs in Shelby and Hardin counties.

An act for the relief of the sheriff of Rockcastle county.

An act for the benefit of John Cummings, late sheriff of Rockcastle county.

An act for the benefit of John Rapp and Frank Quarst, of Louisville.

An act for the benefit of Harvey Helm, late sheriff of Lincoln county.

An act to increase the pay of the night watchmen of the Jefferson county and Louisville jail.

An act for the benefit of James White, late deputy sheriff of Campbell county.

An act for the benefit of Robert Eastham, late sheriff of Lawrence county.

An act concerning the salaries of public officers.

An act for the benefit of Alfred Miller, late sheriff of Muhlenburg county.

An act refunding to R. Quisenbury the amount of tax overpaid by him in 1857.

An act for the benefit of Tho. B. Keeton, of Morgan county.

An act for the benefit of Mrs. E. F. Elliott, of Rockcastle county.

An act for the benefit of Alney McLean's heirs.

An act compensating Wm. Strowbridge for services rendered to the State of Kentucky.

An act concerning the Lunatic Asylums of this commonwealth.

An act to refund to Wm. Ward, of Morgan county, the amount of tax on tavern license improperly collected of him.

An act refunding to R. E. Bush, former sheriff of Clarke county, the amount of tax overpaid by him in 1856.

An act to incorporate the Berry and Raven creek Bridge Company.

An act to amend the charter of the Henderson and Nashville Railroad Company.

An act to incorporate the Kentucky Coal Company, of Louisville.

An act in relation to the Louisville and Portland Railroad Comdany, and the Kentucky Institution for the Education of the Blind.

An act to amend an act, entitled, an act to incorporate the Kentucky Ship Building and Lumber Company.

An act to incorporate the Southern Kentucky Farmers' Insurance Company.

An act to incorporate the Niagara Coal and Manufacturing Company.

An act to prevent the wanton destruction of fish in Green river and its tributaries.

An act for the benefit of Geo. M. Hampton, of Morgan county.

An act for the benefit of D. A. Weaver's sureties, late sheriff of Bracken county.

An act for the benefit of A. B. Patrick, clerk of the circuit court of Breathitt county.

An act to amend an act incorporating Minerva Seminary.

An act to incorporate the Danville Female Academy.

An act to amend the charter of the Bracken Academy.

An act for the benefit of the academical department of the University of Louisville.

An act to incorporate Union College, at Crittenden, in Grant county.

An act to regulate the tenure of common school property in the city of Covington.

An act to incorporate the Harrison Female Academy.

An act to incorporate the Kentucky Association of Teachers.

An act to incorporate Macpelah Cemetery, at Mt. Sterling

An act to incorporate the Hustonville Christian Academy.

An act for the benefit of school districts in Logan county.

An act for the benefit of Robert D. Murray, common school commissioner for Hart county.

An act relating to the inspection of flour in Louisville.

An act to incorporate the Jefferson Southern Pond Draining Company.

An act to amend an act to establish a uniform weight of coal.

An act to extend the power of the trustees of the town of Leesburg, in Harrison county.

An act to incorporate the Bunker Hill and Big Sandy Coal Mining and Lumber Company.

An act to amend the charter of the North Kentucky Agricultural Society, of Boone county.

An act to amend an act, entitled, an act to amend the charter of the Glasgow and Scottsville Turnpike road Company, approved February 29th, 1848.

An act to incorporate the North Kentucky Agricultural Association.

An act to incorporate the Rock Spring Coal Company.

An act to incorporate the Lewisport Pond Draining Company.

An act to establish an additional voting precinct in Larue county.

An act for the benefit of Robert D. Murray, common school commissioner for Hart county.

An act to establish a police court in the town of New Haven.

An act defining certain powers of the trustees of the town of Winchester.

An act to provide a police system for Boone county.

An act establishing the streets and alleys in the town of Caseyville.

An act changing the county line of Boyle and Garrard counties.

An act to amend an act to create the office of police judge and marshal, in the town of Shepherdsville.

An act for the benefit of the Methodist church at Bardstown.

An act for the benefit of Jane and Henry, free persons of color, of Letcher county.

An act to charter the Masonic Publication Association.

An act to charter McAfee Lodge, No. 229, Free and Accepted Masons, of Cornishville, Mercer county.

An act to sell Green Chapel, in Nelson county.

An act authorizing the sale of parts of certain streets in the town of Eddyville.

An act to incorporate T. N. Wise Lodge, No. 349, Free and Accepted Masons, in Mercer county.

An act for the benefit of John Daily, of Breckinridge county.

An act to extend the limits of the town of Mount Carmel.

An act to repeal all laws declaring Robinson's creek a navigable stream.

An act to extend the limits and amend the charter of the town of Minerva, in Mason county.

An act relating to the Craddock Fund.

An act to establish the office of treasurer of Jessamine county.

An act to amend the charter of Salvisa, in Mercer county.

An act chartering the Kean & Co. Express Company.

An act to authorize the town of Paradise, in Muhlenburg county, to elect a police judge and town marshal.

An act to incorporate Allensville Lodge, No. 182, Free and Accepted Masons.

An act for the benefit of the public schools in Louisville.

An act to authorize county courts to sell poor-house lands.

An act concerning the quarterly courts.

An act reviving the law licensing ten pin alleys in Trimble county.

With amendments to the four last named bills.

That they had passed bills of the following titles, viz:

An act for the benefit of school district No. 39, in Ohio county.

An act for the benefit of Robert McKee and John Stites, executors of Zach. Glass, deceased.

An act for the benefit of Jesse Bayles.

An act for the benefit of Daniel Higgins, late sheriff of Breathitt county.

An act to amend the charter of the Bloomfield and Springfield Turnpike road Company.

An act for the benefit of J. R. Botts, of Carter county.

An act to increase the jurisdiction of the police judge and marshal of Ghent.

An act for the benefit of James Edmonston, of Hopkins county.

An act for the benefit of George Gist.

An act for benefit of school district No. 15, in Breathitt county.

An act to incorporate the Kentucky Coal Mining and Iron and Oil Manufacturing Company.

An act to charter the Fifteenth Street Turnpike road Company.

An act for the benefit of the Oldham Turnpike road Company.

An act offering a reward for the discovery of the disease called "hog cholera," and a remedy that will cure said disease.

An act to amend the laws authorizing Hardin county to take stock in the Louisville and Nashville Railroad Company.

Mr. Johnson read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session of the legislature be extended to 2 o'clock, P. M., the 17th day of February, 1858, at which hour both Houses shall stand adjourned finally.

The rule of the House requiring joint resolutions to lie one day on the table having been dispensed with,

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and Stitt, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John K. Goodloe,	Remus Payne,
William T. Anthony,	Anderson Gray,	William P. Payne,
Elias L. Barbee,	G. W. Hamilton,	H. K. Rachford,
William A. Barton,	William H. Hamilton,	Newton P. Reid,
James C. Belshe,	William O. Hansford,	Robert Richardson,
Joseph M. Boarman,	Elisha Hardy,	John I. Roach,
William A. Brann,	Harvey F. Hensley,	Elijah G. Sebree,
Robert Browder,	James K. Huey,	Joseph Shawhan,
Erasmus O. Brown,	John B. Huston,	William B Skean,
Thomas H. C. Bruce,	J. S. Jackson,	Isaac Smith,
John M. Burns,	Madison C. Johnson,	Green Sterett,
Gabriel S. Caldwell,	Milton E. Jones,	William J. Stitt,
James L. Caldwell,	William F. Leathers,	Charles P. Talbot,
Braxton W. Chamblin,	Thomas N. Lindsey,	Alexander W. Thomas,
Leslie Combs,	James B. Lyne,	Henry Thompson,
Oliver Crawford,	John G. Lyon,	Benjamin C. Trapnall,
Edward Crossland,	Willis B. Machen,	C. W. White,
Francis M. Daily,	Charles A. Marshall,	Richard P. Whitt,
Thomas M. Dickey,	Allen L. McAfee,	John C. Wickliffe,
Henry B. Dobyns,	John H. McMillan,	John K. Wilson,
Charles Eaves,	James M. Mitchell,	Ben. M. Winston,
John Ellis,	Jonathan Newcum,	William Woods,
John Ficklin,	Hugh Newell,	S. Worthington—71.
Abram H. Field,	Joseph Patton,	

Those who voted in the negative, were

Vene P. Armstrong,	Curtis Field, Jr.,	James H. McDaniel,
Robert Bates,	Wilford Lee Harned,	William B. Parker,
James W. Davis,	Pleasant Hines,	C. D. Pennebaker,
Samuel E. DeHaven,	Hiram Kelsey,	Sinclair Roberts,
Stephen T. Drane,	Alfred Kendall,	Thomas Shanks,
Blanton Duncan,	John C. McCreary,	John H. Woosley—18.

So the resolution was adopted.

On motion of Mr. Eaves—

Ordered, That a message be sent to the Senate, asking leave to withdraw the report of this House, announcing their disagreement to a bill from the Senate, entitled,

An act authorizing an increase of the capital stock of the Commercial Bank of Kentucky, and the establishment of additional branches.

Which motion was adopted and the bill withdrawn.

Mr. Eaves moved to reconsider the vote by which said bill was disagreed to.

Mr. Wickliffe demanded the previous question, which was ordered.

The vote was then reconsidered.

The question then being upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Trapnall and Leathers, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Abram H. Field,	William P. Payne,
Vene P. Armstrong,	S. A. Foss,	C. D. Pennebaker,
William A. Barton,	John K. Goodloe,	H. K. Rachford,
Erasmus O. Brown,	Anderson Gray,	Robert Richardson,
Thomas H. C. Bruce,	Wm. O. Hansford,	Sinclair Roberts,
Gabriel S. Caldwell,	Wilford Lee Harned,	Thomas Shanks,
James L. Caldwell,	John B. Huston,	Joseph Shawhan,
Braxton W. Chamblin,	James S. Jackson.	Isaac Smith,
Leslie Combs,	Madison C. Johnson,	Charles P. Talbot,
Oliver Crawford,	William F. Leathers,	Alex. W. Thomas.
Edward Crossland,	Thomas N. Lindsey,	B. C. Trapnall,
Dillard C. Daniel,	James B. Lyne,	C. W. White,
James W. Davis,	John G. Lyon,	John C. Wickliffe,
Thomas M. Dickey,	James H. McDaniel,	Benjamin M. Winston,
Stephen T. Drane,	J. M. Mitchell,	William Woods,
Blanton Duncan,	Remus Payne,	S. Worthington—49
Charles Eaves,		

Those who voted in the negative, were

William T. Anthony,	Curtis Field, Jr.,	John H. McMillan,
Elias L. Barbee,	George W. Hamilton,	Jonathan Newcum,
Robert Bates,	Wm. H. Hamilton,	Hugh Newell,
James C. Belshe,	Elisha Hardy,	William B. Parker,
Joseph M. Boarman,	Harvey F. Hensley,	Joseph Patton,
Wm. A. Brann,	Pleasant Hines,	Newton P. Reid,
Robert Browder,	George M. Jessee,	Elijah G. Sebree,
John M. Burns,	Milton E. Jones,	Wm. B. Skean,
Francis M. Daily,	Hiram Kelsey,	Green Sterett,
Samuel E. DeHaven,	Alfred Kendall,	William J. Stitt,
Henry B. Dobyns,	Willis B. Machen,	Henry Thompson,
John Ellis,	Allen L. McAfee,	Richard P. Whitt,
John Ficklin,	John C. McCreary,	John K. Wilson—39.

Resolved, That the title thereof be as aforesaid.

The House then took up for consideration

A bill to provide for the registration of the voters of this commonwealth.

Mr. Rachford moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and Woosley, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	A. H. Field,	Jonathan Newcum,
Wm. T. Anthony,	Anderson Gray,	Hugh Newell,
E. L. Barbee,	George W. Hamilton,	William B. Parker,
Robert Bates,	Wm. H. Hamilton,	Joseph Patton,
James C. Belshe,	Elisha Hardy,	Remus Payne,
Joseph M. Boarman,	H. F. Hensley,	H. K. Rachford,
William A. Brann,	Pleasant Hines,	Newton P. Reid,
T. H. C. Bruce,	J. K. Huey,	Sinclair Roberts,
John M. Burns,	George M. Jessee,	Joseph Shawhan,
Oliver Crawford,	Milton E. Jones,	Wm. B. Skean,
Edward Crossland,	Hiram Kelsey,	Isaac Smith,
Francis M. Daily,	Alfred Kendall,	Green Sterett,
Samuel E. DeHaven,	William F. Leathers,	William J. Stitt,
Thomas M. Dickey,	W. B. Machen,	A. W. Thomas,
Charles Eaves,	Allen L. McAfee,	Henry Thompson,
John Ellis,	John C. McCreary,	J. C. Wickliffe,
John Ficklin,	John H. McMillan,	John H. Woosley—51.

Those who voted in the negative, were

Vene P. Armstrong,	C. Field, jr.,	John G. Lyon,
Wm. A. Barton,	Sidney A. Foss,	Charles A. Marshall,
Robert Browder,	John K. Goodloe,	James M. Mitchell,
E. O. Brown,	Wm. O. Hansford,	C. D. Pennebaker,
J. L. Caldwell,	Wilford Lee Harned,	E. G. Sebree,
B. W. Chamblin,	J. B. Huston,	Thomas Shanks,
Leslie Combs,	James S. Jackson,	C. P. Talbot,
D. C. Daniel,	M. C. Johnson,	C. W. White,
James W. Davis,	Thomas N. Lindsey,	Wm. Woods,
S. T. Drane,	James B. Lyne,	S. Worthington—31.
Blanton Duncan,		

And so said bill was laid on the table.

A message, in writing, was received from the Governor, by Mr. Bibb, Assistant Secretary of State, which is as follows, viz:

EXECUTIVE DEPARTMENT,
February 13th, 1858.

Gentlemen of the Senate and House of Representatives:

By an act entitled, "an act to pay the debts now due to contractors on the Second Kentucky Lunatic Asylum, and to provide for the prosecution of the work to completion," approved March 10, 1854, it was made the duty of the governor for the time being, to appoint three commissioners to settle the accounts of the building committee, and to ascertain the amount then due to contractors; and when said settlement was made and reported to the governor, and he was satisfied that all moneys had been duly applied as required by law, he was directed to cause all bonds executed by the building commissioners and their securities to be cancelled and surrendered. I deem it proper to state to the general assembly that the commissioners ap-

pointed by my predecessor have made a satisfactory settlement with me, accompanied by the proper vouchers, and I have ordered the bonds to be cancelled and delivered up.

C. S. MOREHEAD.

Mr. Eaves read and laid upon the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the governor be requested, and he is hereby authorized, to change the name of Ferrill's creek to that of Terrill's creek, in the act establishing the county of Jackson, passed and approved during the present session of the general assembly.

The rule of the House requiring joint resolutions to lie one day on the table having been dispensed with,

The said resolution was adopted.

The House then took up for consideration the bill entitled,

An act to allow John Gearin, of Calloway county, to peddle in said county without license,

And the amendments proposed thereto by the Senate.

Mr. Anthony moved an amendment to said amendment.

Mr. Chamblin moved to lay said bill and amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Anthony and Huston, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Curtis Field, Jr.	Willis B. Machen,
Erasmus O. Brown,	George W. Hamilton,	A. L. McAfee,
G. S. Caldwell,	Wm. O. Hansford,	James H. McDaniel,
Braxton W. Chamblin,	Wilford Lee Harned,	Joseph Patton,
Leslie Combs,	Harvey F. Hensley,	Remus Payne,
Oliver Crawford,	James K. Huey,	Robert Richardson,
Edward Crossland,	John B. Huston,	William J. Stitt,
Francis M. Daily,	Madison C. Johnson,	A. H. Talbott,
James W. Davis,	Hiram Kelsey,	Charles P. Talbot,
Stephen T. Drane,	Alfred Kendall,	C. W. White,
Blanton Duncan,	T. N. Lindsey,	John C. Wickliffe,
Charles Eaves,	James B. Lyne,	William Woods,
Abram H. Field,	John G. Lyon,	S. Worthington—39.

Those who voted in the negative, were

William T. Anthony,	Henry B. Dobyns,	Hugh Newell,
V. P. Armstrong,	John Ellis,	William B. Parker,
Elias L. Barbee,	John Ficklin,	Newton P. Reid,
William A. Barton,	Sidney A. Foss,	Sinclair Roberts,
Robert Bates,	Anderson Gray,	Thomas Shanks,

James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Robert Browder,
Thomas H. C. Bruce,
John M. Burns,
James L. Caldwell,
Dillard C. Daniel,
Thomas M. Dickey,
Wm. H. Hamilton,
Elisha Hardy,
George M. Jessee,
Milton E. Jones,
W. F. Leathers,
John C. McCreary,
John H. McMillan,
James M. Mitchell,
Jonathan Newcum,
Joseph Shawhan,
William B. Skean,
Isaac Smith,
Green Sterett,
Alex. W. Thomas,
Henry Thompson,
Joshua T. White,
Richard P. Whitt—41.

The question was then taken on the amendment proposed by Mr. Anthony.

Which reads as follows, viz:

Provided, That any preson applying for license to peddle, under the provisions of this act, shall have been a resident of the county in which said application is made at least one year preceding such application.

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Anthony and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,
E. L. Barbee,
Robert Bates,
Joseph M. Boarman,
T. H. C. Bruce,
John M. Burns,
Oliver Crawford,
Thomas M. Dickey,
Henry B. Dobyns,
John Ellis,
Wm. H. Hamilton,
Harvey F. Hensley,
Allen L. McAfee,
John C. McCreary,
John H. McMillan,
Jonathan Newcum,
Wm. B. Skean,
Green Sterett,
Henry Thompson,
Joshua T. White,
John H. Woosley—21.

Those who voted in the negative, were

Vene P. Armstrong,
Wm. A. Barton,
James C. Belshe,
Wm. A. Brann,
Robert Browder,
Erasmus O. Brown,
Gabriel S. Caldwell,
James L. Caldwell,
Braxton W. Chamblin,
Leslie Combs,
Francis M. Daily,
Dillard C. Daniel,
James W. Davis,
Samuel E. DeHaven,
Stephen T. Drane,
Blanton Duncan,
Charles Eaves,
John Ficklin,
Abram H. Field,
Curtis Field, jr.,
Sidaey A. Foss,
John K. Goodloe,
George W. Hamilton,
Wm. O. Hansford,
Elisha Hardy,
Wilford Lee Harned,
Pleasant Hines,
James K. Huey,
John B. Huston,
James S. Jackson,
George M. Jessee,
Madison C. Johnson,
Milton E. Jones,
Hiram Kelsey,
Alfred Kendall,
Wm. F. Leathers,
Thomas N. Lindsey,
James B. Lyne,
John G. Lyon,
Willis B. Machen,
James H. McDaniel,
James M. Mitchell,
Hugh Newell
Joseph Pattor,
Remus Payne
C. D. Pennebaker,
Newton P. Reid,
Sinclair Roberts,
Elijah G. Seree,
Thomas Shanks,
Joseph Shawhan,
Isaac Smith
Wm. J. Stitt
Ambrose H Talbott,
Charles P. Talbot,
Alex. W. Tomas,
Claiborne V. White,
Richard P. Whitt,
John C. Wickliffe,
William Woods—60.

Mr. Johnson moved an amendment.

Which reads as follows, viz:

That so much of an act as prohibits the peddling of salt, iron, cotton-yarns, &c., manufactured in or the products of the United States, without license, be repealed; also, the provisions of said act shall not apply to sales made by wholesale merchants, by sample.

Mr. Shanks moved the previous question.

And the question being taken, shall the main question be now put? it was decided in the affirmative.

And the question being taken upon the adoption of the amendment proposed by Mr. Johnson, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Chamblin and Armstrong, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Sidney A. Foss,	John C. McCreary,
William A. Barton,	John K. Goodloe,	James H. McDaniel,
Robert Bates,	George W. Hamilton,	Joseph Patton,
William A. Brann,	Wm. O. Hansford,	Remus Payne,
Erasmus O. Brown,	Wilford Lee Harned,	C. D. Pennebaker,
Thomas H. C. Bruce,	Harvey F. Hensley,	H. K. Rachford,
John M. Burns,	Pleasant Hines,	Newton P. Reid,
James L. Caldwell,	James K. Huey,	Robert Richardson,
Leslie Combs,	John B. Huston,	Sinclair Roberts,
James W. Davis,	Madison C. Johnson,	E. G. Sebree,
S. E. DeHaven,	Hiram Kelsey,	Ambrose H. Talbott,
John Donan,	Alfred Kendall,	Charles P. Talbot,
Stephen T. Drane,	William F. Leathers,	C. W. White,
Blanton Duncan,	Thos. N. Lindsey,	Richard P. Whitt,
Charles Eaves,	James B. Lyne,	Ben. M. Winston,
Abram H. Field,	Willis B. Machen,	S. Worthington—49.
Curtis Field, Jr.,		

Those who voted in the negative, were

William T. Anthony,	John Ficklin,	Thomas Shanks,
Vene P. Armstrong,	Wm. H. Hamilton,	Joseph Shawhan,
Elias L. Barbee,	Elisha Hardy,	William B. Skean,
James C. Belshe,	James S. Jackson,	Isaac Smith,
Joseph M. Boarman,	G. M. Jessee,	Green Sterett,
Robert Browder,	Milton E. Jones,	W. J. Stitt,
Braxton W. Chamblin,	John G. Lyon,	Alexander W. Thomas,
Oliver Crawford,	John H. McMillan,	Henry Thompson,
Francis M. Daily,	James M. Mitchell,	Joshua T. White,
Dillard C. Daniel,	Jonathan Newcum,	John C. Wickliffe,
Thomas M. Dickey,	Hugh Newell,	William Woods,
Henry B. Dobyns,	Wm. B. Parker,	John H. Woosley—37.
John Ellis,		

Ordered, That the further consideration of said bill be postponed for the present.

A message was received from the Senate, asking leave to withdraw their report announcing the passage of a bill from that House, entitled,

An act to regulate the brokers of this commonwealth.

Which was granted, and the said bill was withdrawn.

A message was received from the Senate, announcing their concurrence in a resolution of this House to extend the present session of the General Assembly.

The committee on the Judiciary, appointed to prepare and bring in the same, reported

A bill for the benefit of widows.

Which was read the first time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky* That the increase of dower slaves, born after the assignment of dower and during the lifetime of the widow, shall be the absolute property in fee simple of such widow, with the right of disposing of them by sale, gift, or devise, as she pleases, which right shall continue, notwithstanding she may again be married: *Provided*, that if she again marries, her husband shall not acquire, by operation of law, or by gift or devise, directly or indirectly, any interest for life or otherwise, in such increase, if the doweress leaves at her death any children or descendants.

§ 2. This act shall take effect from its passage, but shall only apply to slaves which shall be hereafter assigned in.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Newell and Wickliffe, were as follows, viz:

Those who voted in the affirmative, were

Wm. T. Anthony,	Milton E. Jones,	Joseph Patton,
William A. Brann,	Thomas N. Lindsey,	Remus Payne,
Thomas H. C. Bruce,	James B. Lyne,	Wm. P. Payne,
Dillard C. Daniel,	John G. Lyon,	Newton P. Reid,
Blanton Duncan,	Willis B. Machen,	John I. Roach,
Charles Eaves,	Allen L. McAfee,	Elijah G. Sebree,
Sidney A. Foss,	John C. McCreary,	Thomas Shanks,
Harvey F. Hensley,	James M. Mitchell,	William J. Stitt,

John B. Huston, Hugh Newell, Henry Thompson,
James S. Jackson, Wm. B. Parker, Richard P. Whitt—31.
Madison C. Johnson,

Those who voted in the negative, were

Mr. Speaker, (White,) Stephen T. Drane, H. K. Rachford,
Elias L. Barbee, John Ellis, Joseph Shawhan,
William A. Barton, Abram H. Field, Wm. B. Skean,
Robert Bates, Anderson Gray, Isaac Smith,
James C. Belshe, Wm. H. Hamilton, Green Sterett,
Joseph M. Boarman, Wm. O. Hansford, Ambrose H. Talbott,
Robert Browder, Elisha Hardy, Charles P. Talbot,
Erasmus O. Brown, W. Lee Harned, Alexander W. Thomas,
James L. Caldwell, Alfred Kendall, Benjamin C. Trapnall,
Braxton W. Chamblin, James H. McDaniel, C. W. White,
Oliver Crawford, J. H. McMillan, John C. Wickliffe,
Samuel E. DeHaven, Jonathan Newcum, William Woods,
Thomas M. Dickey, C. D. Pennebaker, S. Worthington—39.

And so the said bill was rejected.

The same committee reported

A bill to extend the voting limits of the city of Louisville.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. sJackon and Davis, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong, Curtis Field, Jr., James B. Lyne,
William A. Barton, Sidney A. Foss, James H. McDaniel,
Robert Browder, John K. Goodloe, James M. Mitchell,
Erasmus O. Brown, G. W. Hamilton, C. D. Pennebaker,
Gabriel S. Caldwell, William O. Hansford, H. K. Rachford,
James L. Caldwell, Wilford Lee Harned, Isaac Smith,
Braxton W. Chamblin, John B. Huston, Charles P. Talbot,
Dillard C. Daniel, J. S. Jackson, C. W. White,
James W. Davis, Madison C. Johnson, William Woods—29.
Stephen T. Drane, Thomas N. Lindsey,

Those who voted in the negative, were

Mr. Speaker, (White,) Abram H. Field, John I. Roach,
William T. Anthony, Anderson Gray, Sinclair Roberts,
Elias L. Barbee, William H. Hamilton, Joseph Shawhan,
Robert Bates, Harvey F. Hensley, William B Skean,

Joseph M. Boarman,	Milton E. Jones,	Green Sterett,
William A. Brann,	Hiram Kelsey,	William J. Stitt,
Thomas H. C. Bruce,	Alfred Kendall,	Ambrose H. Talbott,
Oliver Crawford,	Willis B. Machen,	Alexander W. Thomas,
Edward Crossland,	John C. McCreary,	Henry Thompson,
Samuel E. DeHaven,	John H. McMillan,	Benjamin C. Trapnall,
Thomas M. Dickey,	Jonathan Newcum,	Joshua T. White,
Henry B. Dobyns,	Hugh Newell,	Richard P. Whitt,
Charles Eaves,	Joseph Patton,	John C. Wickliffe,
John Ellis,	Remus Payne,	John H. Woosley—44.
John Ficklin,	Newton P. Reid,	

And so said bill was rejected.

The same committee reported

A bill declaring it unlawful for the presiding judge and clerk of a county court to be appointed executor, administrator or guardian, in the county in which he holds his office.

Which was read the first time, as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall not be lawful for any presiding judge or clerk of a county court to be appointed an executor, administrator or guardian, in the county in which he hold such office. If any such judge or clerk shall hereafter accept the appointment of executor, administrator or guardian, in the county in which he holds such office, he shall thereby forfeit such office.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Barbee and Huston, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ficklin,	Hugh Newell,
Vene P. Armstrong,	Abram H. Field,	Remus Payne,
William A. Barton,	Curtis Field, Jr.,	C. D. Pennebaker,
Joseph M. Boarman,	John K. Goodloe,	H. K. Rachford,
Wm. A. Brann,	Anderson Gray,	Robert Richardson,
Robert Browder,	Wm. O. Hansford,	Joseph Shawhan,
Erasmus O. Brown,	Wilford Lee Harned,	Green Sterett,
Thomas H. C. Bruce,	Harvey F. Hensley,	Ambrose H. Talbott,
Gabriel S. Caldwell,	John B. Huston,	Charles P. Talbot,
James L. Caldwell,	Milton E. Jones,	Alex. W. Thomas,
Braxton W. Chamblin,	Hiram Kelsey,	Henry Thompson,
Dillard C. Daniel,	Thomas N. Lindsey,	B. C. Trapnall,
James W. Davis,	Willis B. Machen,	C. W. White,

Henry B. Dobyns,	John C. McCreary,	Richard P. Whitt,
Stephen T. Drane,	James H. McDaniel,	John C. Wickliffe,
Charles Eaves,	John H. McMillan,	J. H. Woosley—50.
John Ellis,	J. M. Mitchell,	

Those who voted in the negative, were

Elias L. Barbee,	George W. Hamilton,	Newton P. Reid,
Oliver Crawford,	Wm. H. Hamilton,	Isaac Smith,
Edward Crossland,	Alfred Kendall,	William J. Stitt—11.
Thomas M. Dickey,	Jonathan Newcum,	

Resolved, That the title thereof be as aforesaid.

The following bills were reported by the committees appointed to prepare and bring in the same, viz:

By the committee on County Courts—

A bill to authorize the voters of Washington county to vote on a proposition to move the county seat.

By the committee on the Judiciary—

A bill to authorize the settlement of certain estates and guardianships, in Taylor county.

By same—

A bill to compensate agents of this state for reclaiming fugitives from justice.

By same—

A bill authorizing the court of appeals to condemn records from inferior courts.

By same—

A bill concerning floating timber and logs in water courses of this commonwealth.

By same—

A bill authorizing and empowering special deputy clerks of county courts to take relinquishments of *femes coverts*.

By same—

A bill to amend chapter 6 Revised Statutes, in regard to bastardy.

By same—

A bill to incorporate the town of Airdrie.

By same—

A bill to extend the corporate limits of the town of Livermore.

By same—

A bill to incorporate the Kentucky Wood Works.

By same—

A bill in relation to free negroes.

By same—

A bill to amend section 3, article 7, chapter 28, Revised Statutes, title arson.

By same—

A bill to incorporate the Lieder-kranz Society, of the city of Louisville.

By same—

A bill to incorporate the Benevolent Society of the United Sons of Erin.

By same—

A bill declaring the offices of circuit judge and chancellor incompatible with that of professor or lecturer in any law-school or college.

By same—

A bill for the benefit of Gordonsville Lodge, No. 217, of Free and Accepted Masons.

By same—

A bill to amend an act, entitled, an act to incorporate the town of Keysburg, in Logan county.

By same—

A bill to incorporate Allensville Masonic Stock Company, of the county of Todd.

By same—

A bill concerning the mileage of witnesses attending the circuit and quarterly courts.

By same—

A bill to authorize justices of the peace to appoint special agents to execute process.

By same—

A bill to incorporate the Hopkinsville and princeton turnpike Company.

By same—

A bill to amend section 1, article 17, chapter 28, Revised Statutes, title crimes and punishments.

By same—

A bill to repeal sub-section 2, of section 2, of article 3, chapter 34, of Revised Statutes.

By same—

A bill to incorporate the Rumsey and Cypress Turnpike road Company.

By same—

A bill to incorporate the Jeffersonville and Stanton Turnpike road Company.

By same—

A bill to incorporate the Muhlenburg Agricultural, Mechanical and Domestic Association.

By same—

A bill to incorporate the Corinthian Lodge, No. 74, I. O. O. F.

By same—

A bill to amend an act creating the office of Inspector of Lumber, in the city of Louisville.

By same—

A bill to amend the charter of the First German Protestant Saint Peter's Congregation, of Louisville.

By same—

A bill to repeal the equity and criminal courts in Graves county.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on the Judiciary, to whom were referred bills from the Senate of the following titles, viz:

An act to incorporate the Republic Insurance Company, of Louisville.

An act to amend chapter 86 of the Revised Statutes.

An act to prevent the loss of the public books.

An act amending article 2, chapter 56, Revised Statutes, title landlord and tenant.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on the Judiciary, who were appointed to prepare and bring in the same, reported the following bills, viz:

A bill creating the offices of police judge and town marshal in the town of Franklin.

A bill for the benefit of James R. Hughes, of Union county.

A bill regulating the levy of taxation in the county of Madison, for internal improvement purposes.

A bill for the benefit of school district No. 62, in Muhlenburg county.

A bill to amend the charter of the Bank of Kentucky.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act to incorporate the Liberty and Bradfordsville Turnpike road Company.

An act amending an act incorporating the Hustonville and Stanford Turnpike road Company.

An act to incorporate the Boston Turnpike road Company.

An act to revive and amend the laws in regard to the sectionized land west of the Tennessee river.

An act in relation to the Louisville and Portland Railroad Company, and the Kentucky Institution for the Education of the Blind.

An act regulating the duties of the sheriff of Warren county, in regard to railroad tax.

An act for the benefit of Alexander C. Lindsey.

An act to further regulate tolls at the toll-gate in Knox county, on the Cumberland Gap road.

An act to create the offices of police judge and town marshal in the town of West Point, Hardin county.

An act to authorize Luke Howlett to erect a dam and trap across the Rolling fork.

An act to change the place of voting in the Mount Eden district in Spencer county.

An act for the benefit of R. N. Winn and the Lexington and Big Sandy Railroad Company.

An act for the benefit of Miles Kash, adm'r. of William Adams, dec'd., of Morgan county.

An act to amend the law in relation to county judges.

An act requiring the county judges to keep their offices and records at their respective county seats.

An act amending the law concerning passways.

An act to incorporate the Russellville and Clarksville Turnpike road Company.

An act to incorporate the Crab Orchard Springs Company.

An act to incorporate the Bowlinggreen and Scottsville Turnpike road Company.

An act to incorporate St. Philip's church, at Harrodsburg.

An act for the benefit of Arthur H. Belt.

An act to incorporate the Hustonville, Middleburg and Liberty Turnpike road Company.

An act to incorporate the Harrodsburg, Duncansville and Chaplintown Turnpike road Company.

An act concerning the police judge and town marshal in Greenville.

An act to incorporate the town of Grundy.

An act to incorporate the Bardstown and Simpson's creek Turnpike road Company.

An act to amend the charter of the Burlington and Florence Turnpike road Company.

An act to incorporate the Manchester Turnpike road Company.

An act to amend an act, entitled, an act in relation to a new road in Lewis and Carter counties.

An act to amend an act to incorporate the People's Turnpike road Company.

An act to establish a tobacco inspection warehouse at Mayfield.

An act enlarging the boundary of the town of Cadiz, in Trigg county.

An act to incorporate the Salem Baptist church, in Shelby county.

An act for the benefit of W. L. Kirk and Wm. Douglass, of Marion county.

An act for the benefit of Wm. H. Hamilton, late sheriff of Larue county.

An act to authorize the Marshall county court to change the state road from Hopkinsville to Paducah.

An act to incorporate the Harmony and Fork Turnpike road Company.

An act to charter the Southwestern Agricultural Works.

An act for the benefit of Dennis Russell and Henry Spink, of Nelson and Hardin counties.

An act for the benefit of the Methodist church at Bardstown.

An act to incorporate the Presbyterian Church at Lebanon.

An act to authorize the county court of Logan to change its subscription to the Louisville and Nashville Railroad Company.

An act to incorporate the Fowler's creek and Staffordsburg Turnpike road Company.

An act to incorporate the Russellville and Springfield Turnpike Road Company.

An act for the benefit of James E. Secrest, late sheriff of Nicholas county.

An act to amend the charter of the Oregon Turnpike road Company.

An act for the benefit of the Christian church of Winchester.

An act amending the charter of the Union Turnpike road Company.

An act for the benefit of the Mt. Pleasant Presbyterian church, in Hardin county.

An act for the benefit of John Troutman, of Nelson county.

An act for the benefit of Julian Neal, of Fulton county.

An act to allow James C. Jones to solemnize the rites of matrimony.

An act to incorporate the Columbia and Russell's Springs Turnpike road Company.

An act to repeal an act, entitled, an act to prohibit fishing in the north fork of Licking river, in Bracken county.

An act for the benefit of the Christian church in Irvine, in Estill county.

An act to incorporate the Methodist Episcopal Church South, in the city of Henderson.

An act prescribing the means and mode of opening and working roads in the county of Boone.

An act to incorporate the St. Mary's Turnpike road Company, in Marion county.

An act to incorporate the Stony Point and Lemon's Mill Turnpike road Company.

An act to amend the charter of the town of Greenville.

An act to incorporate the St. Andrews church, in Louisville.

An act to incorporate the Mount Lebanon and Kentucky river Turnpike road Company.

An act for the benefit of Thomas W. Robinson.

An act for the relief of W. M. Smith, late gate keeper on the Wilderness road, in Rockcastle county.

An act to authorize the citizens of the town of Warsaw to elect a police judge and marshal.

An act to incorporate the Canton, Cadiz and Hopkinsville Turnpike road Company.

An act to incorporate the Millersburg, Indian creek Meeting house, and Cynthiana Turnpike road Company.

An act to incorporate the Rolling Fork and St. Mary's Turnpike road Company, in Marion county.

An act to amend an act, entitled, an act to amend the charter of the Lexington and Danville Railroad Company, approved March 10, 1856.

An act amending the charter of the Knob Lick Turnpike road Company.

An act to amend the charter of the Crab Orchard and Gilmore's Lick Turnpike road Company.

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act for the benefit of William Brown, of Jessamine county.

An act to incorporate the Franklin Philomethian Library Association.

An act to incorporate the Kentucky Locomotive works.

An act to repeal part of an act, entitled, an act regulating the time of holding the circuit courts, approved March 5, 1856.

An act to incorporate the Flat Rock and Rogers' Mill Turnpike road Company.

An act to amend and reduce into one the several acts in relation to the town of Russellville.

An act to amend an act, entitled, an act to incorporate the Clarke's river Bridge Company, in McCracken county.

An act to amend an act, entitled, an act to incorporate the city of Paducah.

An act amending article 2, chapter 56, Revised Statutes, title landlord and tenant.

An act authorizing an increase of the capital stock of the Commercial Bank of Kentucky, and the establishment of additional branches.

And bills which originated in this House, of the following titles, viz:

An act to create the offices of police judge and town marshal in the town of West Point, Hardin county.

An act to authorize Luke Howlett to erect a dam and trap across the Rolling fork.

An act to amend the charter of the Agricultural Deposit Bank of Lexington.

An act amending the law concerning passways.

An act requiring the county judges to keep their offices and records at their respective county seats.

An act to incorporate the Russellville and Clarksville Turnpike road Company.

An act for the benefit of Arthur H. Belt.

An act to incorporate St. Philip's church, at Harrodsburg.

An act to incorporate the Harrodsburg, Duncansville and Chaplintown Turnpike road Company.

An act to incorporate the Dudaren Mill Turnpike road Company.

An act to authorize the county court of Washington county to sell Washington county Seminary.

An act to incorporate the Hustonville, Middleburg and Liberty Turnpike road Company.

An act to incorporate the Crab Orchard Springs Company.

An act to incorporate the Bowlinggreen and Scottsville Turnpike road Company.

An act for the benefit of Jas. H. Gilbraith, of Cumberland county.

An act establishing an additional voting place in Lawrence county.

An act changing and regulating the voting precincts in Clarke county.

An act to amend an act, entitled, an act to incorporate the New Castle and Carrollton Turnpike road Company.

An act directing the school commissioners to divide school district No. 22, of Trigg county.

An act to modify the charter of Trigg Academy.

An act creating a police judge and marshal for the town of Burlington.

An act authorizing the county court of Trigg to change the state road in said county.

An act for the benefit of Thomas Farlar, jailer of Harlan county.

An act to repeal an act, entitled, an act for the benefit of Steel and Lamb.

An act for the benefit of Miles Kash, adm'r. of William Adams, dec'd., of Morgan county.

An act to amend the law in relation to county judges.

An act concerning the police judge and town marshal in Greenville.

An act to incorporate the town of Grundy.

An act for the benefit of R. N. Winn and the Lexington and Big Sandy Railroad Company.

An act to change the place of voting in the Mount Eden district in Spencer county.

An act changing Morganfield district, in Union county.

An act to change the place of holding the election in district No. 7, in the county of Greenup.

An act to incorporate the town of Monticello.

An act to amend and reduce into one the road laws of Greenup county.

An act to incorporate St. Thomas' Seminary, of Nelson county.

An act to authorize the citizens of Daviess county to vote on a proposition to levy an additional tax.

An act to incorporate the New Liberty Branch Turnpike road Company.

An act to incorporate the Liberty and Russell's Springs Turnpike road Company.

An act for the benefit of J. B. Harper, of Louisville.

An act for the benefit of Elbert Cook, of Livingston county.

An act for the benefit of Edwin Trimble, late clerk of the Floyd circuit and county courts,

An act for the benefit of Daniel Hager, of Johnson county.

An act to incorporate the Hopkinsville, Newstead, and Linton Turnpike road Company.

An act for the benefit of the clerk of the Boyle circuit court.

An act for the benefit of A. L. Offutt, late sheriff of Scott county.

An act to change the place of voting in precinct No. 5, in Nelson county.

An act establishing an additional voting precinct and justices' district in Wayn county.

An act creating an additional voting place in district No. 3, in Todd county.

An act to make an additional voting precinct in Jefferson county.

An act to establish an additional justices' district and election precinct in Morgan county.

An act to establish a state road from Eddyville to Paducah.

An act to incorporate the North Bend and Wolper Turnpike road Company.

An act to amend the charter of the Campbellsville Turnpike road Company.

An act establishing an additional voting precinct and justices' district in Morgan county.

An act to incorporate the Sugar creek and Hickman Turnpike road Company.

An act to change the place of voting in the first election precinct, in Estill county.

An act creating additional justices' district and voting place in Meade county.

An act to authorize the citizens of Eminence to elect a town marshal.

An act to change the time of holding the courts in the third judicial district.

An act to amend the act incorporating the Louisville and Newport Branch Railroad Company.

An act to revive the charter of the Farmers' Turnpike road Company.

An act concerning the chartered turnpike roads in Montgomery county.

An act declaring the Cat fork of Blain's creek a navigable stream.

An act to amend an act, entitled, an act to revive and modify an act, entitled, an act to incorporate the Barren river Navigation and Manufacturing Company.

An act to amend the charter of the Mount Sterling and Jeffersonville Turnpike road Company.

An act amending an act incorporating the Downingsville Turnpike road Company.

An act to establish a state road from Birmingham to Mayfield.

An act to amend the charter of the town of Foster.

An act amending the charter of the Barren county railroad.

An act to incorporate the Ruddell's Mills and Shawhan's Station Turnpike road Company.

An act to amend an act to incorporate the People's Turnpike road Company.

An act to amend an act, entitled, an act in relation to a new road in Lewis and Carter counties.

An act to incorporate the Liberty and Bradfordsville Turnpike road Company.

An act amending an act incorporating the Hustonville and Stanford Turnpike road Company.

An act to incorporate the Boston Turnpike road Company.

An act to revive and amend the laws in regard to the sectionized land west of the Tennessee river.

An act in relation to the Louisville and Portland Railroad Company, and the Kentucky Institution for the Education of the Blind.

An act regulating the duties of the sheriff of Warren county in regard to railroad tax.

An act for the benefit of Alexander C. Lindsey.

An act to further regulate tolls at the toll-gate in Knox county, on the Cumberland Gap road.

An act to incorporate the Manchester Turnpike road Company.

An act to incorporate the Bardstown and Simpson's creek Turnpike road Company.

An act to amend the charter of the Burlington and Florence Turnpike road Company.

An act to incorporate the North Bend Turnpike road Company.

An act to establish and incorporate the town of Charlottsville, in Pulaski county.

An act to incorporate the Hustonville Christian Academy.

An act to establish a turnpike road from Franklin, in Simpson county, to the turnpike road south of Scottsville, in Allen county.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto

Ordered, That Mr. Roach inform the Senate thereof.

The committee on the Judiciary, to whom were referred bills from the Senate of the following titles, viz:

An act to exempt hired slaves from execution or attachment.

An act for the benefit of the examining courts of this Commonwealth.

An act to amend an act, entitled, an act to charter the Southwestern Agricultural and Mechanical Association.

Reported the same with an amendment to each.

Which were concurred in.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on the Judiciary, who were appointed to prepare and bring in the same, reported

A bill concerning the Louisville and Covington Railroad.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with,

Mr. Chamblin moved an amendment thereto.

Which reads as follows, viz:

[The amendment of Mr. Chamblin not having been furnished by the Clerk, the Public Printer can only state that he believes that it was to strike out the 9th section of the bill, which is in the following words: "§ 9. That the resolution of the board of directors of said "company, releasing or authorizing the release of all such subscri- "bers to the capital stock of said company as shall have paid up "thirty-one per cent. upon their subscription, by certain days fixed in "said resolution, be and the same are hereby legalized and made as "effectual and binding as if said resolution had been specially au- "thorized by the original charter of the company."]

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Chamblin and Huston, were as follows, viz:

Those who voted in the affirmative, were

William A. Barton,	Dillard C. Daniel,	John G. Lyon,
Erasmus O. Brown,	Madison C. Johnson,	James H. McDaniel,
Braxton W. Chamblin,	Thomas N. Lindsey,	Robert Richardson—9.

Those who voted in the negative, were

Mr. Speaker, (White,)	Elisha Hardy,	H. K. Rachford,
William T. Anthony,	Harvey F. Hensley,	John I. Roach,
Elias L. Barbee,	John B. Huston,	Thomas Shanks,
Robert Bates,	James S. Jackson,	Joseph Shawhan,
James C. Belshe,	Milton E. Jones,	Wm. B. Skean,
Joseph M. Boarman,	Hiram Kelsey,	Isaac Smith,
Wm. A. Brann,	Alfred Kendall,	Green Sterett,
Robert Browder,	Willis B. Machen,	William J. Stitt,
Thomas H. C. Bruce,	Allen L. McAfee,	Ambrose H. Talbott,
James L. Caldwell,	John C. McCreary,	Alex. W. Thomas,
Leslie Combs,	John H. McMillan,	Henry Thompson,
James W. Davis,	Jonathan Newcum,	B. C. Trapnall,
Samuel E. DeHaven,	Hugh Newell,	C. W. White,
Thomas M. Dickey,	William B. Parker,	Richard P. Whitt,
Stephen T. Drane,	Joseph Patton,	John C. Wickliffe,
Blanton Duncan,	Remus Payne,	William Woods,
S. A. Foss,	C. D. Pennebaker,	S. Worthington—52
Wm. H. Hamilton,		

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The same committee, who were appointed to prepare and bring in the same, reported

A bill regulating the valuation of property assessed for taxation.

Which was read the first time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That in ascertaining the cash value of property assessed for taxation, the price which said property will bring on the usual credits shall be the basis of the valuation; but such deduction from the deferred payments, not exceeding the rate of ten per cent. per annum, shall be made as will reduce such deferred payments to their equivalent in cash.

§ 2. This act shall take effect from its passage, and regulate assessments made during the present year.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. W. H. Hamilton and G. W. Hamilton, were as follows, viz:

Those who voted in the affirmative, were

Elias L. Barbee,	William O. Hansford,	Remus Payne,
William A. Barton,	Harvey F. Hensley,	C. D. Pennebaker,
Robert Browder,	John B. Huston,	H. K. Rachford,
Erasmus O. Brown,	Madison C. Johnson,	Robert Richardson,
Gabriel S. Caldwell,	Milton E. Jones,	John I. Roach,
James L. Caldwell,	Thomas N. Lindsey,	Ambrose H. Talbott,
Braxton W. Chamblin,	Willis B. Machen,	Charles P. Talbot,
James W. Davis,	John C. McCreary,	Alexander W. Thomas,
Samuel E. DeHaven,	James H. McDaniel,	Benjamin C. Trapnall,
Stephen T. Drane,	Jonathan Newcum,	C. W. White,
Charles Eaves,	Hugh Newell,	Joshua T. White,
John Ellis,	Joseph Patton,	Richard P. Whitt—36.

Those who voted in the negative, were

Vene P. Armstrong,	William H. Hamilton,	Isaac Smith,
James C. Belshe,	Elisha Hardy,	Green Sterett,
Dillard C. Daniel,	Wilford Lee Harned,	Henry Thompson,
Thomas M. Dickey,	Alfred Kendall,	John C. Wickliffe,
John Ficklin,	James M. Mitchell,	William Woods,
Anderson Gray,	Joseph Shawhan,	John H. Woosley—20.
George W. Hamilton,	William B Skean,	

Resolved, That the title thereof be as aforesaid.

A message was received from the Senate announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate a Lodge of Masons, in Carroll county.

An act to amend section 1, article 3, chapter 32, title "elections," Revised Statutes.

An act to incorporate the town of Catlettsburg, in Greenup county.

An act to amend chapter 42 of the Revised Statutes.

An act authorizing justices of the peace to take depositions in certain cases.

An act for the benefit of William Smith, clerk of the Grant circuit court.

An act for the benefit of Sligo Division, No. 18, of the Sons of Temperance, in Henry county.

An act in relation to fees of commonwealth's attorneys.

An act in regard to the duties of trustees of the jury fund and commonwealth attorneys.

An act defining the jurisdiction of the McCracken county judge.

An act to incorporate the Russellville and Logan county Agricultural and Mechanical Association.

An act to amend the charter of the town of Versailles.

An act to provide for holding additional circuit courts in Covington.

An act to incorporate the Bridgeport Female Institute.

An act to amend the charter of the Versailles and Harrodsburg Turnpike road Company.

An act adding Jackson county to the 12th judicial district.

An act to amend an act to incorporate the Ashland Female Seminary, and change the name thereof.

An act to amend an act, entitled, an act to incorporate the town of Ashland.

An act concerning the clerk of the Hardin county clerk's office.

An act to amend and reduce into one the several acts in relation to the town of Hopkinsville.

At 6 o'clock, P. M., Mr. McCreary moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Kendall, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	James W. Davis,	John C. McCreary,
Wm. A. Barton,	Samuel E. DeHaven,	John H. McMillan,
E. O. Brown,	Thomas M. Dickey,	Jonathan Newcum,
T. H. C. Bruce,	C. Field, jr.,	Hugh Newell,
J. L. Caldwell,	Sidney A. Foss,	Remus Payne,

B. W. Chamblin,	John K. Goodloe,	Robert Richardson,
Edward Crossland,	Anderson Gray,	Joseph Shawhan,
D. C. Daniel,	Thomas N. Lindsey,	Wm. B. Skean—24.

Those who voted in the negative, were

Vene P. Armstrong,	Wm. H. Hamilton,	Isaac Smith,
E. L. Barbee,	J. B. Huston,	Green Sterett,
James C. Belshe,	Milton E. Jones,	William J. Stitt,
Robert Browder,	Hiram Kelsey,	A. H. Talbott,
Oliver Crawford,	Alfred Kendall,	C. P. Talbot,
Henry B. Dobyns,	James B. Lyne,	A. W. Thomas,
S. T. Drane,	W. B. Machen,	Henry Thompson,
Charles Eaves,	J. H. McDaniel,	C. W. White,
John Ellis,	Joseph Patton,	Richard P. Whitt,
John Ficklin,	C. D. Pennebaker,	J. C. Wickliffe—32.
George W. Hamilton,	Newton P. Reid,	

So the House refused to adjourn.

The committee on the Judiciary reported a bill from the Senate, entitled,

An act providing a general mechanics' lien law.

With an amendment.

Which was concurred in.

Said bill was then read a third time, as amended.

Resolved, That said bill do pass, and that the title thereof be so amended to read as follows, viz:

An act providing a general mechanics' lien law for certain cities and counties.

The House then took up for consideration the amendments proposed by the Senate to bills from this House of the following titles, viz:

1. An act to authorize county courts to sell poor-house lands.
2. An act concerning the quarterly courts.
3. An act for the benefit of the public schools in Louisville.
4. An act reviving the law licensing ten pin alleys in Trimble county.

Which were twice read and concurred in.

Resolved, That the title of the 1st named bill be so amended as to read—

An act authorizing the Garrard county court to sell poor-house lands.

The committee on the Judiciary reported

A bill making it a felony to steal valuable dogs.

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The same committee reported a bill which originated in the Senate, entitled,

An act to amend the 3d section, 2d article, 32d chapter of the Revised Statutes.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

And so the said bill was disagreed to.

The same committee reported

A bill for the benefit of Jos. C. Yeager.

Which was read the first time.

And the question being taken on ordering said bill to be read a second time, it was decided in the negative.

And so said bill was rejected.

The House then took up for consideration

A bill to amend an act, entitled, an act to incorporate the city of Henderson.

The said bill was read a third time.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The House then took up for consideration a bill from the Senate, entitled,

An act to change the boundary lines of precinct No. 2, in Franklin county.

Which was read the first time.

Mr. Lindsey moved to postpone the consideration of said bill for the present.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Burns and Bates, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Stephen T. Drane,	James B. Lyne,
William A. Barton,	Curtis Field, Jr.,	Charles A. Marshall,
William A. Brann,	Sidney A. Foss,	James H. McDaniel,
Robert Browder,	G. W. Hamilton,	James M. Mitchell,
Erasmus O. Brown,	Wm. O. Hansford,	C. D. Pennebaker,
Thomas H. C. Bruce,	W. Lee Harned,	Elijah G. Sebree,
Gabriel S. Caldwell,	John B. Huston,	Charles P. Talbot,
James L. Caldwell,	James S. Jackson,	C. W. White,
Braxton W. Chamblin,	Alfred Kendall,	Benjamin M. Winston,
Dillard C. Daniel,	Thomas N. Lindsey,	S. Worthington—30.

Those who voted in the negative, were

Mr. Speaker, (White,)	Harvey F. Hensley,	Robert Richardson,
Wm. T. Anthony,	George M. Jessee,	Joseph Shawhan,
Elias L. Barbee,	Milton E. Jones,	Wm. B. Skean,
Robert Bates,	Hiram Kelsey,	Green Sterett,
James C. Belshe,	William F. Leathers,	William J. Stitt,
Joseph M. Boarman,	Willis B. Machen,	Ambrose H. Talbott,
John M. Burns,	Allen L. McAfee,	Alexander W. Thomas,
Isaac N. Clement,	John C. McCreary,	Henry Thompson,
Oliver Crawford,	J. H. McMillan,	Benjamin C. Trapnall,
Edward Crossland,	Jonathan Newcum,	Joshua T. White,
Henry B. Dobyns,	Hugh Newell,	Richard P. Whitt,
Charles Eaves,	Wm. B. Parker,	John C. Wickliffe,
John Ellis,	Joseph Patton,	John K. Wilson,
John Ficklin,	Remus Payne,	J. H. Woosley—44.
Wm. H. Hamilton,	Newton P. Reid,	

Ordered, That said bill be read a second time on Monday next, at 3 o'clock, P. M.

The House then took up for consideration of a bill from the Senate, entitled,

An act for the benefit of Jesse Bayles.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and readings of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Curtis Field, Jr.	Hugh Newell,
V. P. Armstrong,	Sidney A. Foss,	Joseph Patton,
Elias L. Barbee,	George W. Hamilton,	Remus Payne,
William A. Barton,	Wm. H. Hamilton,	C. D. Pennebaker,
Robert Bates,	Wm. O. Hansford,	Newton P. Reid,
James C. Belshe,	Wilford Lee Harned,	Robert Richardson,
Joseph M. Boarman,	Harvey F. Hensley,	Sinclair Roberts,
Robert Browder,	John B. Huston,	Elijah G. Sebree,
Thomas H. C. Bruce,	James S. Jackson,	Joseph Shawhan,
John M. Burns,	Milton E. Jones,	Isaac Smith,
G. S. Caldwell,	Alfred Kendall,	Green Sterett,
James L. Caldwell,	W. F. Leathers,	William J. Stitt,
Braxton W. Chamblin,	T. N. Lindsey,	A. H. Talbott,
Oliver Crawford,	James B. Lyne,	Charles P. Talbot,
Edward Crossland,	Willis B. Machen,	Alex. W. Thomas,
Dillard C. Daniel,	Charles A. Marshall,	Henry Thompson,

Thomas M. Dickey,	John C. McCreary,	C. W. White,
Stephen T. Drane,	James H. McDaniel,	Richard P. Whitt,
Charles Eaves,	John H. McMillan,	John C. Wickliffe,
John Ellis,	James M. Mitchell,	Benj. M. Winston,
John Ficklin,	Jonathan Newcum,	S. Worthington—63.

In the negative—none.

Resolved, That the title thereof be as aforesaid.

The House then took up for consideration a bill from the Senate, entitled,

An act to amend the charter of the Bloomfield and Springfield Turnpike road Company.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Resolutions from the Senate of the following titles, viz:

A resolution in relation to the duties of the public printer.

A resolution in relation to the federal court.

Which were twice read and concurred in.

And then the House adjourned.

MONDAY, FEBRUARY 15, 1858.

Mr. Roach, from the committee on Enrollments, reported that they had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act supplemental to an act incorporating the Big Sandy Navigation Company.

An act to repeal the local laws now in force in relation to the roads in Pendleton county.

An act to incorporate the Ford's Mill Turnpike road Company, in Woodford county.

An act authorizing the Madison county court to levy a tax to improve the poor-house lands in said county.

An act to amend the charter of the Covington and Taylor's Mill Turnpike road Company.

An act for the benefit of the Versailles and Anderson Turnpike road Company.

An act to incorporate the Ashland Foundry and Fire-brick Company.

An act for the benefit of Charles Hambleton and others.

An act granting further powers to the trustees of the town of Richmond.

An act for the benefit of the Slate Union church.

An act to amend the charter of the Carrollton and Eagle creek Turnpike road Company.

An act to amend the act incorporating the Louisville and Newport Branch Railroad Company.

An act to incorporate the Hardin's creek Turnpike road Company.

An act to incorporate the Owingsville and Paris Turnpike road Company.

An act to charter the Silver creek Turnpike road Company.

An act for the benefit of the Louisville and Bardstown Railroad.

An act for the benefit of the Shelby circuit court clerk.

An act to amend the charter of the Williamsburg, Cumberland river and Tennessee railroad.

An act fixing the time for the president of the board of internal improvement to take the oath of office, after his election or appointment.

An act to incorporate the Elizaville and Fairview Turnpike road Company.

An act to amend the charter of the town of Shelbyville.

An act allowing James N. Brashear, of Perry county, to erect a mill and dam in said county.

An act for the benefit of the town of Owensboro.

An act to amend an act creating the offices of police judge and town marshal of Lewisport.

An act to incorporate the Stamping Ground and Harmony Turnpike road Company.

An act to incorporate the Poplar Mountain Coal and Mining Company and Manufacturing Coke Company, in Clinton connty.

An act to incorporate the Munday's Landing and Harrodsburg Turnpike road Company.

An act to incorporate the Star Fire Company, No. 1, of Carrollton, Kentucky.

An act allowing the citizens of the town of Burksville the power of electing a police judge and town marshal.

An act for the benefit of the Shelby Railroad Company.

An act to amend the law creating a board of supervisors of tax.

An act for the benefit of Bagdad and Harrisonville Turnpike road.

An act to amend an act incorporating the Harrodsburg and Cornishville Turnpike road Company.

An act to limit the jurisdiction of the police judge and town marshal of the town of Calhoon, in McLean county.

An act to authorize Wm. Grimes to sell negroes.

An act for the benefit of R. H. Stanhope.

An act for the benefit of Isaac H. Underwood, jailer of Washington county.

An act to repeal an act, entitled, an act to create an additional civil district in Hickman county.

An act for the benefit of James H. Pogue, late sheriff of Knox county.

An act to repeal an act, entitled, an act to incorporate the town of Bledsoe, in Fulton county.

An act to prevent the extension of credit to minors at school, without the permission of their parents, &c.

An act to extend the charter of the Bank of Louisville, Bank of Kentucky and Northern Bank.

An act for the benefit of the Independent Washington Hose Company.

An act to incorporate Benton Lodge, No. 205, Free and Accepted Masons.

An act to incorporate the Maxville, Willisburg, and Beech Fork Turnpike road Company.

An act for the benefit of James Davis, of Union county.

An act to incorporate the Millersburg Male and Female Collegiate Institute.

An act to legalize certain acts of the Bourbon county court.

An act to incorporate the Hopkinsville Library Association.

An act to incorporate the Stamping Ground and Lecompte's run Turnpike road Company.

An act to regulate the terms of the circuit courts and the equity and criminal courts in the 4th judicial district.

An act to incorporate the Cynthiana, Buena Vista and Cedar creek Turnpike road Company.

An act to incorporate the Springfield and Knob Lick Turnpike road Company.

An act to incorporate the town of West Covington, in Kenton county.

An act to change the time of holding the quarterly courts of Harlan county.

An act for the benefit of James S. Coleman, Q. C. Shanks and Elijah Phipps, of Ohio county.

An act for the benefit of Isaac Smith, late sheriff of Barren county.

An act for the benefit of Wm. Johnson and Aaron Johnson, of Laurel county.

An act for the benefit of W. G. Eversol, of Perry county.

An act to create an additional justices' district and voting place in Rowan county.

An act to create an additional election precinct in Harlan county.

An act to amend an act incorporating the town of Murray, in Calloway county.

An act for the benefit of George Stivers, sr., of Clay, and Nicholas Combs, of Perry county.

An act to create an additional justices' and election district in Laurel county.

An act to incorporate the town of Cromwell, in Ohio county.

An act for the benefit of the Owen county court.

An act to legalize the sale of the public well in London.

An act creating an additional voting place and justices' district in Owsley county.

An act authorizing the disposition of certain books in the surveyor's office of Whitley county.

An act for the benefit of the Rockbridge Turnpike road Company.

And bills which originated in this House, of the following titles, viz:

An act to refund to Wm. Ward, of Morgan county, the amount of tax on tavern license improperly collected of him.

An act to organize and carry out a general system of improving the roads in Logan county.

An act for the benefit of Robert D. Murray, common school commissioner for Hart county.

An act to amend an act incorporating Minerva Seminary.

An act to incorporate the Bunker Hill and Big Sandy Coal Mining and Lumber Company.

An act for the benefit of D. A. Weaver's sureties, late sheriff of Bracken county.

An act to incorporate the Southern Kentucky Farmers' Insurance Company.

An act to extend the power of the trustees of the town of Leesburg, in Harrison county.

An act for the benefit of the assessor of Henderson county.

An act to incorporate the North Kentucky Agricultural Association.

An act for the benefit of Robert Eastham, late sheriff of Lawrence county.

An act to incorporate the Kentucky Coal Company, of Louisville.

An act for the benefit of Harvey Helm, late sheriff of Lincoln county.

An act to establish a police court in the town of New Haven.

An act to incorporate the Rock Spring Coal Company.

An act to amend the charter of the town of Munfordsville.

An act for the benefit of Robert D. Murray, common school commissioner for Hart county.

An act to incorporate the Harrison Female Academy.

An act for the benefit of school districts in Logan county.

An act for the relief of the sheriff of Rockcastle county.

An act concerning the salaries of public officers.

An act compensating Wm. Strowbridge for services rendered to the State of Kentucky.

An act appropriating money to Alfred Chanslor.

An act to establish an additional voting precinct in Lincoln county.

An act to incorporate the Philodelphian Literary Society of the Columbia High School.

An act to incorporate the Catlettsburg Circulating Library Association.

An act for the benefit of Alney McLean's heirs.

An act for the benefit of Mrs. E. F. Elliott, of Rockcastle county.

An act to incorporate Attalia Lodge, No. 94, I. O. O. F.

An act to incorporate the Newstead Turnpike road Company.

An act for the benefit of Geo. M. Hampton, of Morgan county.

An act to amend the charter of the North Kentucky Agricultural Society, of Boone county.

An act to incorporate the Danville Female Academy.

An act to prevent the wanton destruction of fish in Green river and its tributaries.

An act for the benefit of James White, late deputy sheriff of Campbell county.

An act to amend an act, entitled, an act to incorporate the Kentucky Ship Building and Lumber Company.

An act to incorporate Union College, at Crittenden, in Grant county.

An act to impose a tax upon dogs in Shelby and Hardin counties.

An act to amend the charter of the Bracken Academy.

An act to regulate the tenure of common school property in the city of Covington.

An act concerning the Lunatic Asylums of this commonwealth.

An act relating to the inspection of flour in Louisville.

An act for the benefit of A. B. Patrick, clerk of the circuit court of Breathitt county.

An act for the benefit of Allen Smith, late sheriff of Clinton county.

An act for the benefit of Tho. B. Keeton, of Morgan county.

An act for the benefit of the academical department of the University of Louisville.

An act for the benefit of Alfred Miller, late sheriff of Muhlenburg county.

An act to amend an act to establish a uniform weight of coal.

An act refunding to R. E. Bush, former sheriff of Clarke county, the amount of tax overpaid by him in 1856.

An act to change the boundary line of school district No. 15, in Crittenden county.

An act for the benefit of John Rapp and Frank Quarst, of Louisville.

An act to increase the pay of the night watchmen of the Jefferson county and Louisville jail.

An act for the benefit of Thomas Landrum, late sheriff of Daviess county.

An act to amend an act, entitled, an act to incorporate the Covington Library Association.

An act for the benefit of John Cummings, late sheriff of Rockcastle county.

An act to reduce into one the several acts relating to the town of Springfield.

An act for the benefit of John Daily, of Breckinridge county.

An act to sell Green Chapel, in Nelson county.

An act concerning the quarterly courts.

An act for the benefit of the public schools in Louisville.

An act to authorize the county county court of Kenton county to divide justice's districts into voting precincts, and establishing voting places therein.

An act to authorize county courts to sell poor house lands.

An act to amend an act, entitled, an act to incorporate Bethel Academy.

An act to repeal all laws declaring Robinson's creek a navigable stream.

An act authorizing the sale of parts of certain streets in the town of Eddyville.

An act to repeal the first section of an act, entitled, an act to amend the charter of the Henderson and Nashville Railroad Company.

An act authorizing the sale of poor-house lands in Nicholas county.

An act to extend the limits of the town of Mount Carmel.

An act to incorporate Macpelah Cemetery, at Mt. Sterling

An act to amend an act to create the office of police judge and marshal, in the town of Shepherdsville.

An act to incorporate the Kentucky Association of Teachers.

An act to incorporate Allensville Lodge, No. 182, Free and Accepted Masons.

An act to charter McAfee Lodge, No. 229, Free and Accepted Masons, of Cornishville, Mercer county.

An act defining certain powers of the trustees of the town of Winchester.

An act to establish the office of treasurer of Jessamine county.

An act to amend an act, entitled, an act to amend the charter of the Glasgow and Scottsville Turnpike road Company, approved February 29th, 1848.

An act to amend the charter of Salvisa, in Mercer county.

An act establishing the streets and alleys in the town of Caseyville.

An act to provide a police system for Boone county.

An act to authorize the town of Paradise, in Muhlenburg county, to elect a police judge and town marshal.

An act to amend the charter of the Henderson and Nashville Railroad Company.

An act relating to the Craddock Fund.

An act chartering the Kean & Co. Express Company.

An act to incorporate T. N. Wise Lodge, No. 349, Free and Accepted Masons, in Mercer county.

An act establishing an additional election precinct in Caldwell county.

An act reviving the law licensing ten-pin alleys in Trimble county.

An act to incorporate the Jefferson Southern Pond Draining Company.

An act to amend an act, approved Feb. 27, 1856, in relation to a new road in Fleming and Lewis counties.

An act for the benefit of Jane and Henry, free persons of color, of Letcher county.

An act to extend the limits and amend the charter of the town of Minerva, in Mason county.

An act to charter the Masonic Publication Association.

An act to incorporate the Lewisport Pond Draining Company.

An act to incorporate the Niagara Coal and Manufacturing Company.

An act to incorporate the Berry and Raven creek Bridge Company.

An act to repeal an act, entitled, an act requiring turnpike, toll-bridge and plank-road companies to declare semi-annual dividends, and to amend the Revised Statutes, title "revenue and taxation."

An act to repeal section 14, chapter 67, Revised Statutes, so far as same applies to Cornishville.

An act changing the name of the town of Graæfenburg, in Shelby county, to that of Hardinsville.

An act to amend an act chartering the Richmond and Boonesborough Turnpike road Company.

An act to amend section 2, of article 3, of chapter 58, of the Revised Statutes.

An act for the benefit of N. Hoagland.

An act to amend the charter of the Hamilton and Buffalo Hill Turnpike road Company.

An act to increase the county levy of Lewis county.

An act to amend an act, entitled, an act for the benefit of mechanics of the towns of Hickman and Frankfort.

An act to extend the charters of the Bank of the Commonwealth of Kentucky, and of the old Bank of Kentucky.

An act to create a Sinking Fund for the city of Frankfort.

An act to incorporate the Kentucky Wood Works.

An act to amend and change the 10th section of chapter 13 of Revised Statutes, title change of venue.

An act to amend article 7, chapter 83, Revised Statutes, relative to the Board of Supervisors.

An act to incorporate Franklin Lodge of Independent Order of Odd Fellows, of Garrard county.

An act to authorize the county court of Madison to levy a tax for the improvement of their poor-house property.

An act to amend section 1st, article 4, chapter 47, of Revised Statutes, title courtesy and dower.

An act to regulate the fees of sheriffs.

An act to amend section 832, of chapter 3, article 1, Code of Practice.

An act concerning the Louisville and Covington Railroad Company.

An act appropriating money to the Eastern Lunatic Asylum.

An act in reference to tuition in the common schools.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto

Ordered, That Mr. Roach inform the Senate thereof.

Leave of absence was granted for the remainder of the session to Messrs. Roberts, Armstrong, McDaniel and Brown.

The committee on Propositions and Grievances reported

A bill to incorporate Rippysville, in Anderson county.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with—

The said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The committee on the Sinking Fund, to whom was referred

A bill authorizing and directing certain officers to contract for the deposit and safe keeping of the public revenue,

Reported the same without amendments.

Mr. Combs moved an amendment thereto

Mr. A. H. Talbott moved to lay said bill and amendment on the table.

And the question being taken upon said motion, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Newell and Goodloe, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	John Ficklin,	James M. Mitchell,
Wm. A. Barton,	John K. Goodloe,	Wm. P. Payne,
Joseph M. Boarman,	Anderson Gray,	C. D. Pennebaker,
Robert Browder,	Wm. O. Hansford,	Elijah G. Sebree,
Erasmus O. Brown,	Wilford Lee Harned,	Ambrose H. Talbott,
Gabriel S. Caldwell,	John B. Huston,	Charles P. Talbot,
James L. Caldwell,	James S. Jackson,	Claiborne W. White,
Braxton W. Chamblin,	Milton E. Jones,	John C. Wickliffe,
Dillard C. Daniel,	Wm. F. Leathers,	William Woods,
James W. Davis,	Thomas N. Lindsey,	S. Worthington—32.
Stephen T. Drane,	James H. McDaniel,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Sidaey A. Foss,	William B. Parker,
William T. Anthony,	George W. Hamilton,	Joseph Patton,
E. L. Barbee,	Wm. H. Hamilton,	Remus Payne,
Robert Bates,	Elisha Hardy,	Robert Richardson,
Wm. A. Brann,	Harvey F. Hensley,	Joseph Shawhan,
T. H. C. Bruce,	George M. Jessee,	Wm. B. Skean,
John M. Burns,	Madison C. Johnson,	Isaac Smith,
Isaac N. Clement,	Hiram Kelsey,	Green Sterett,
Leslie Combs,	Alfred Kendall,	Wm. J. Stitt,
Oliver Crawford,	Willis B. Machen,	Alex. W. Thomas,
Edward Crossland,	Charles A. Marshall,	Henry Thompson,
Samuel E. DeHaven,	Allen L. McAfee,	Benjamin C. Trapnall,
Thomas M. Dickey,	John C. McCreary,	Joshua T. White,
John Ellis,	John H. McMillan,	Richard P. Whitt,
Abram H. Field,	Jonathan Newcum,	John H. Woosley—47.
Curtis Field, jr.,	Hugh Newell,	

Mr. Johnson moved an amendment, by way of substitute for bill and amendment.

Ordered, That said bill and amendments be referred to Messrs. Johnson, Machen and DeHaven, with instructions to report the same on to-morrow, at 10 o'clock, A. M.

The House then took up for consideration

The resolutions in relation to the admission of Kansas, and the substitute proposed therefor.

Mr. Combs moved the previous question.

And it was decided in the affirmative.

The main question was then put, shall the substitute proposed by Mr. Huston be adopted?

And it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Browder and Huston, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Curtis Field, Jr.,	John G. Lyon,
William A. Barton,	S. A. Foss,	Charles A. Marshall,
Robert Browder,	John K. Goodloe,	James H. McDaniel,
Erasmus O. Brown,	G. W. Hamilton,	James M. Mitchell,
James L. Caldwell,	Wm. O. Hansford,	William P. Payne,
Braxton W. Chamblin,	Wilford Lee Harned,	C. D. Pennebaker,
Leslie Combs,	John B. Huston,	Elijah G. Sebree,
Dillard C. Daniel,	James S. Jackson.	Charles P. Talbot,
James W. Davis,	Madison C. Johnson,	C. W. White,
Stephen T. Drane,	Thomas N. Lindsey,	William Woods,
Blanton Duncan,	James B. Lyne,	S. Worthington—33

Those who voted in the negative, were

Mr. Speaker, (White,)	Anderson Gray,	Newton P. Reid,
William T. Anthony,	Wm. H. Hamilton,	Robert Richardson,
Elias L. Barbee,	Elisha Hardy,	John I. Roach,
Robert Bates,	Harvey F. Hensley,	Joseph Shawhan,
James C. Belshe,	George M. Jessee,	Wm. B. Skean,
Joseph M. Boarman,	Milton E. Jones,	Isaac Smith,
Wm. A. Brann,	Hiram Kelsey,	Green Sterett,
John M. Burns,	Alfred Kendall,	William J. Stitt,
Isaac N. Clement,	William F. Leathers,	Ambrose H. Talbott,
Oliver Crawford,	Willis B. Machen,	Alex. W. Thomas,
Edward Crossland,	Allen L. McAfee,	Henry Thompson,
Samuel E. DeHaven,	John H. McMillan,	B. C. Trapnall,
Thomas M. Dickey,	Jonathan Newcum,	Joshua T. White,
Henry B. Dobyns,	Hugh Newell,	Richard P. Whitt,
Charles Eaves,	William B. Parker,	John C. Wickliffe,
John Ellis,	Joseph Patton,	Ben. M. Winston,
John Ficklin,	Remus Payne,	John H. Woosley—53.
Abram H. Field,	H. K. Rachford,	

The question was then taken upon the adoption of the resolution, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Machen and Johnson, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Anderson Gray,	H. K. Rachford,
William T. Anthony,	Wm. H. Hamilton,	Newton P. Reid,
Elias L. Barbee,	Elisha Hardy,	Robert Richardson,
Robert Bates,	Harvey F. Hensley,	John I. Roach,
James C. Belshe,	G. M. Jessee,	Joseph Shawhan,
Joseph M. Boarman,	Milton E. Jones,	William B. Skean,
William A. Brann,	Hiram Kelsey,	Isaac Smith,
John M. Burns,	Alfred Kendall,	Green Sterett,

Isaac N. Clement, Oliver Crawford, Edward Crossland, Francis M. Daily, Samuel E. DeHaven, Thomas M. Dickey, Henry B. Dobyns, Charles Eaves, John Ellis, John Ficklin, Abram H. Field, William F. Leathers, Willis B. Machen, Allen L. McAfee, John C. McCreary, John H. McMillan, Jonathan Newcum, Hugh Newell, Wm. B. Parker, Joseph Patton, Remus Payne, W. J. Stitt, Ambrose H. Talbott. Alexander W. Thomas, Henry Thompson, Benjamin C. Trapnall, Joshua T. White, Richard P. Whitt, John C. Wickliffe, Ben. M. Winston, John H. Woosley—55.

Those who voted in the negative, were

Vene P. Armstrong, William A. Barton, Robert Browder, Erasmus O. Brown, James L. Caldwell, Braxton W. Chamblin, Leslie Combs, Dillard C. Daniel, James W. Davis, Stephen T. Drane, Blanton Duncan, Curtis Field, Jr., Sidney A. Foss, John K. Goodloe, George W. Hamilton, Wm. O. Hansford, Wilford Lee Harned, John B. Huston, James S. Jackson, Madison C. Johnson, Thos. N. Lindsey, James B. Lyne, John G. Lyon, Charles A. Marshall, James H. McDaniel, James M. Mitchell, Wm. P. Payne, C. D. Pennebaker, E. G. Sebree, Thomas Shanks, Charles P. Talbot, C. W. White, William Woods, S. Worthington—34.

Mr. DeHaven moved to dispense with the rule of the House to take up a bill from the Senate, entitled,

An act to apportion representation.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Newell and DeHaven, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) William T. Anthony, E. L. Barbee, Robert Bates, James C. Belshe, Joseph M. Boarman, William A. Brann, John M. Burns, Gabriel S. Caldwell, Isaac N. Clement, Oliver Crawford, Edward Crossland, Francis M. Daily, Samuel E. DeHaven, Thomas M. Dickey, John K. Goodloe, Anderson Gray, George W. Hamilton, Wm. H. Hamilton, Elisha Hardy, H. F. Hensley, George M. Jessee, M. C. Johnson, Milton E. Jones, Hiram Kelsey, Alfred Kendall, W. B. Machen, A. L. McAfee, John C. McCreary, J. H. McDaniel, Remus Payne, William P. Payne, H. K. Rachford, Newton P. Reid, Robert Richardson, John I. Roach, Thomas Shanks, Joseph Shawhan, Wm. B. Skean, Isaac Smith, Green Sterett, A. H. Talbott, Henry Thompson, C. W. White, Joshua T. White,

Henry B. Dobyns,	John H. McMillan,	Richard P. Whitt,
Charles Eaves,	Samuel F. Morse,	J. C. Wickliffe,
John Ellis,	Jonathan Newcum,	Ben. M. Winston,
John Ficklin,	Hugh Newell,	William Woods,
Abram H. Field,	Joseph Patton,	S. Worthington—61.
C. Field, jr.,		

Those who voted in the negative, were

Wm. A. Barton,	James W. Davis,	James S. Jackson,
Robert Browder,	S. T. Drane,	John G. Lyon,
E. O. Brown,	Blanton Duncan,	Charles A. Marshall,
J. L. Caldwell,	Sidney A. Foss,	J. M. Mitchell,
B. W. Chamblin,	Wm. O. Hansford,	C. D. Pennebaker,
Leslie Combs,	Wilford Lee Harned,	E. G. Sebree,
D. C. Daniel,	J. B. Huston,	C. P. Talbot—21.

The said bill was then read the first time and ordered to be read a second time.

Mr. DeHaven moved to dispense with the second reading of said bill.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Brown and Johnson, were as follows, viz:

Those who voted in the affirmative, were

Wm. T. Anthony,	John Ficklin,	Joseph Patton,
Elias L. Barbee,	Abram H. Field,	Remus Payne,
Robert Bates,	Anderson Gray,	H. K. Rachford,
James C. Belshe,	Wm. H. Hamilton,	Newton P. Reid,
Joseph M. Boarman,	Elisha Hardy,	Robert Richardson,
William A. Brann,	Harvey F. Hensley,	John I. Roach,
Thomas H. C. Bruce,	James K. Huey,	Joseph Shawhan,
John M. Burns,	George M. Jessee,	Wm. B. Skean,
Isaac N. Clement,	Milton E. Jones,	Isaac Smith,
Oliver Crawford,	Hiram Kelsey,	Green Sterett,
Edward Crossland,	Willis B. Machen,	Ambrose H. Talbott,
Francis M. Daily,	Allen L. McAfee,	Henry Thompson,
Samuel E. DeHaven,	John C. McCreary,	Joshua T. White,
Thomas M. Dickey,	J. H. McMillan,	Richard P. Whitt,
Henry B. Dobyns,	Samuel F. Morse,	John C. Wickliffe,
Charles Eaves,	Jonathan Newcum,	B. M. Winston,
John Ellis,	Hugh Newell,	J. H. Woosley—51.

Those who voted in the negative, were

William A. Barton,	Sidney A. Foss,	Charles A. Marshall,
Robert Browder,	John K. Goodloe,	James M. Mitchell,
Erasmus O. Brown,	G. W. Hamilton,	William P. Payne,
Gabriel S. Caldwell,	Wm. O. Hansford,	C. D. Pennebaker,
James L. Caldwell,	W. Lee Harned,	Elijah G. Sebree,

Braxton W. Chamblin, John B. Huston, Thomas Shanks,
Leslie Combs, James S. Jackson, Charles P Talbot,
Dillard C. Daniel, Madison C. Johnson, Alexander W. Thomas,
James W. Davis, Alfred Kendall, C. W. White,
Stephen T. Drane, Thomas N. Lindsey, William Woods,
Blanton Duncan, James B. Lyne, S. Worthington—35.
Curtis Field, Jr., John G. Lyon,

Ordered, That said bill be read a second time on to-morrow, at 9½ o'clock, A. M.

Mr. Newell read and laid on the table the following preamble and joint resolutions, viz:

Whereas, it appears from information received that the authorities and people of the territory of Utah have refused to acknowledge the duties they owe to the constitution and laws of the United States, and placed themselves in an attitude of open rebellion to the general government; and it having been recommended in the annual message of the president of the United States, that a sufficient military force be employed to enforce the laws of congress which are necessary and proper for the government of that territory; and it being provided in the laws of this commonwealth that the governor shall have power to provide for raising volunteer companies of cavalry, artillery, light infantry, and rifles, agreeably to the laws of the United States, at his discretion; therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That the governor of this commonwealth be and he is hereby authorized and empowered to organize and officer a regiment of volunteer troops, to be enlisted for such term as their services may be required by the general government, and tender the same to the president of the United States; and the governor be requested to offer such regiment to the war department as soon as it may be organized under this resolution.

Resolved, That copies of this resolution be transmitted immediately to the president of the United States, and also to our senators and representatives in congress, with the request that they present the same to the consideration of that body, and urge that provision may be made by law for the acceptance and equipment of such regiment.

The rule of the House requiring joint resolutions to lie one day on the table having been dispensed with,

Said resolutions were unanimously adopted.

Mr. Leathers moved a reconsideration of the vote by which the amendment proposed by Mr. Johnson as a substitute for the amend-mendment proposed by the Senate to a bill from this House, entitled,

An act to allow John Gearin, of Calloway county, to peddle in said county without license.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and J. L. Caldwell, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	John Ficklin,	Hugh Newell,
Wm. T. Anthony,	A. H. Field,	Newton P. Reid,
Elias L. Barbee,	Anderson Gray,	Elijah G. Sebree,
Robert Bates,	William H. Hamilton,	Thomas Shanks,
James C. Belshe,	Elisha Hardy,	Joseph Shawhan,
Joseph M. Boarman,	Harvey F. Hensley,	William B Skean,
Robert Browder,	J. S. Jackson,	Isaac Smith,
Thomas H. C. Bruce,	George M. Jessee,	Green Sterett,
John M. Burns,	Milton E. Jones,	William J. Stitt,
Isaac N. Clement,	William F. Leathers,	Alexander W. Thomas,
Oliver Crawford,	C. A. Marshall,	Henry Thompson,
Edward Crossland,	Allen L. McAfee,	Joshua T. White,
Francis M. Daily,	John C. McCreary,	Richard P. Whitt,
Thomas M. Dickey,	John H. McMillan,	Benjamin M. Winston,
Henry B. Dobyns,	Samuel F. Morse,	John H. Woosley—47.
John Ellis,	Jonathan Newcum,	

Those who voted in the negative, were

Vene P. Armstrong,	Charles Eaves,	John G. Lyon,
William A. Barton,	Curtis Field, Jr.,	Willis B. Machen,
William A. Brann,	Sidney A. Foss,	James H. McDaniel,
Erasmus O. Brown,	George W. Hamilton,	James M. Mitchell,
Gabriel S. Caldwell,	William O. Hansford,	Remus Payne,
James L. Caldwell,	J. K. Huey,	William P. Payne,
Braxton W. Chamblin,	John B. Huston,	Robert Richardson,
Dillard C. Daniel,	Madison C. Johnson,	Ambrose H. Talbott,
James W. Davis,	Hiram Kelsey,	Charles P. Talbot,
Samuel E. DeHaven,	Alfred Kendall,	C. W. White,
Stephen T. Drane,	Thomas N. Lindsey,	William Woods,
Blanton Duncan,	James B. Lyne,	S. Worthington—36.

The question was then taken on the adoption of the substitute proposed by Mr. Johnson, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and DeHaven, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Wm. O. Hansford,	Allen L. McAfee,
William A. Brann,	James K. Huey,	James H. McDaniel,
Erasmus O. Brown,	John B. Huston,	Joseph Patton,
G. S. Caldwell,	George M. Jessee,	Remus Payne,
James L. Caldwell,	Madison C. Johnson,	William P. Payne,
Braxton W. Chamblin,	Hiram Kelsey,	H. K. Rachford,
Leslie Combs,	Alfred Kendall,	Robert Richardson,
S. E. DeHaven,	T. N. Lindsey,	A. H. Talbott,
Stephen T. Drane,	James B. Lyne,	Charles P. Talbot,
Curtis Field, Jr.	John G. Lyon,	C. W. White,
George W. Hamilton,	Willis B. Machen,	Wm. Woods—33.

Those who voted in the negative, were

William T. Anthony,	Henry B. Dobyns,	William B. Parker,
V. P. Armstrong,	John Ellis,	Newton P. Reid,
Elias L. Barbee,	John Ficklin,	Elijah G. Sebree,
William A. Barton,	Anderson Gray,	Thomas Shanks,
Robert Bates,	Wm. H. Hamilton,	Joseph Shawhan,
James C. Belshe,	Elisha Hardy,	William B. Skean,
Joseph M. Boarman,	Harvey F. Hensley,	Isaac Smith,
Robert Browder,	James S. Jackson,	Green Sterett,
Thomas H. C. Bruce,	Milton E. Jones,	William J. Stitt,
John M. Burns,	W. F. Leathers,	Alex. W. Thomas,
Isaac N. Clement,	Charles A. Marshall,	Henry Thompson,
Oliver Crawford,	John C. McCreary,	Joshua T. White,
Francis M. Daily,	John H. McMillan,	Richard P. Whitt,
Dillard C. Daniel,	James M. Mitchell,	John C. Wickliffe,
James W. Davis,	Jonathan Newcum,	Benj. M. Winston,
Thomas M. Dickey,	Hugh Newell,	John H. Woosley—48.

Mr. Field moved the following amendment, viz:

Provided, That no person who has not resided in the state of Kentucky for five years shall be allowed to accompany a peddler in his trips through the state, for the ostensible purpose of assisting in peddling, but for the real purpose of disseminating abolition papers, and corrupting the minds of our slaves.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. C. Field, jr., and Huston, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Curtis Field, Jr.,	Charles A. Marshall,
William A. Barton,	S. A. Foss,	James H. McDaniel,
Erasmus O. Brown,	G. W. Hamilton,	William P. Payne,
Gabriel S. Caldwell,	Wm. O. Hansford,	Elijah G. Sebree,
Braxton W. Chamblin,	John B. Huston,	Ambrose H. Talbott,
Leslie Combs,	James S. Jackson,	Charles P. Talbot,
Dillard C. Daniel,	Thomas N. Lindsey,	C. W. White,
James W. Davis,	James B. Lyne,	William Woods—26.
Stephen T. Drane,	John G. Lyon,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Anderson Gray,	Joseph Patton,
William T. Anthony,	Wm. H. Hamilton,	Remus Payne,
Elias L. Barbee,	Elisha Hardy,	H. K. Rachford,
Robert Bates,	Harvey F. Hensley,	Newton P. Reid,
James C. Belshe,	James K. Huey,	John I. Roach,
Joseph M. Boarman,	George M. Jessee,	Joseph Shawhan,
Wm. A. Brann,	Milton E. Jones,	Wm. B. Skean,
Thomas H. C. Bruce,	Hiram Kelsey,	Isaac Smith,
James L. Caldwell,	Alfred Kendall,	Green Sterett,

Isaac N. Clement,	William F. Leathers,	William J. Stitt,
Oliver Crawford,	Willis B. Machen,	Alex. W. Thomas,
Edward Crossland,	Allen L. McAfee,	Henry Thompson,
Francis M. Daily,	John C. McCreary,	Joshua T. White,
Thomas M. Dickey,	John H. McMillan,	Richard P. Whitt,
Henry B. Dobyns,	Jonathan Newcum,	John C. Wickliffe,
John Donan,	Hugh Newell,	Ben. M. Winston,
John Ellis,	William B. Parker,	John H. Woosley—52.
John Ficklin,		

Mr. Barbee moved the previous question.

And the question being taken, shall the main question be now put? it was decided in the affirmative.

Ordered, That the further consideration of said bill and amendment be postponed for the present.

The House then took up for consideration of a bill from the Senate, entitled,

An act to change the boundary lines of precinct No. 2, in Franklin county.

The said bill was read a second time.

Mr. Lindsey moved to amend said bill as follows:

§ 3. That the boundary lines between the voting precincts in Franklin county be so further changed as to include E. L. Samuel, John T. Steffee, S. M. Noel, John Worhaye, John H. Martin, W. M. Woodruff, Henry Garness, E. H. Steadman, John S. Steadman, Jesse Martin, John Holder, John Graves, and James Birchfield within the bounds of voting precinct No. 2; and they shall for the future vote in all elections at the voting place in the said precinct No. 2.

Mr. Crawford moved the previous question.

And the question being taken, shall the main question be now put? it was decided in the affirmative.

The main question was then put, shall the amendment proposed by Mr. Lindsey be adopted? and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Lindsey and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

Vene P. Armstrong,	Sidney A Foss,	John G. Lyon,
William A. Barton,	John K. Goodloe,	Charles A. Marshall,
Robert Browder,	George W. Hamilton,	James H. McDaniel,
Erasmus O. Brown,	Wm. O. Hansford,	James M. Mitchell,
Gabriel S. Caldwell,	Wilford Lee Harned,	Wm. P. Payne,
James L. Caldwell,	James K. Huey,	C. D. Pennebaker,
Braxton W. Chamblin,	John B. Huston,	E. G. Sebree,
Dillard C. Daniel,	James S. Jackson,	Thomas Shanks,
James W. Davis,	Madison C. Johnson,	Charles P. Talbot,

Stephen T. Drane,	Alfred Kendall,	C. W. White,
Blanton Duncan,	Thos. N. Lindsey,	William Woods,
Curtis Field, Jr.,	James B. Lyne,	S. Worthington—36.

Those who voted in the negative, were

William T. Anthony,	John Ficklin,	Wm. B. Parker,
Elias L. Barbee,	Abram H. Field,	Joseph Patton,
Robert Bates,	Anderson Gray,	Remus Payne,
James C. Belshe,	Wm. H. Hamilton,	H. K. Rachford.
Joseph M. Boarman,	Elisha Hardy,	Newton P. Reid,
William A. Brann,	Harvey F. Hensley,	Joseph Shawhan,
Thomas H. C. Bruce,	G. M. Jessee,	Isaac Smith,
John M. Burns,	Milton E. Jones,	W. J. Stitt,
Isaac N. Clement,	Hiram Kelsey,	Ambrose H. Talbott.
Leslie Combs,	William F. Leathers,	Alexander W. Thomas,
Oliver Crawford,	Willis B. Machen,	Henry Thompson,
Francis M. Daily,	Allen L. McAfee,	Joshua T. White,
Samuel E. DeHaven,	John C. McCreary,	Richard P. Whitt,
Thomas M. Dickey,	John H. McMillan,	John C. Wickliffe,
Henry B. Dobyns,	Jonathan Newcum,	Ben. M. Winston,
Charles Eaves,	Hugh Newell,	John H. Woosley—49.
John Ellis,		

Mr. Combs moved to reconsider the vote by which the amendment proposed by Mr. Lindsey was rejected.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be read a third time to-morrow at 10 o'clock, A. M.

Mr. R. Payne, from the commiitee on Printing, made a report.

[*For Report—see Legislative Documents.*]

Mr. Huston moved the following resolution, viz:

Resolved, That the thanks of this House are due, and are hereby tendered to John I. Roach, Esq., and those of his associates who have acted, composing the committee on Enrollments, for the very faithful manner in which they have discharged, and are now discharging, their laborious duties.

Which was unanimously adopted.

A message was received from the Senate, announcing their concurrence in amendments proposed by this House, to bills which originated in the Senate of the following titles, viz:

An act for the benefit of common school districts in this Commonwealth.

An act to extend the charter of the Bank of Louisville, Bank of Kentucky and Northern Bank.

That they had concurred in a resolution from this House to provide

for raising a regiment of Kentucky volunteers to aid in suppressing the rebellion in Utah.

That they had passed bills from this House of the following titles, viz:

An act to amend and change the 10th section of chapter 13 of Revised Statutes, title change of venue.

An act concerning the Louisville and Covington Railroad Company.

An act to amend article 7, chapter 83, Revised Statutes, relative to the Board of Supervisors.

An act to amend an act chartering the Richmond and Boonesborough Turnpike road Company.

An act to amend section 2, of article 3, of chapter 58, of the Revised Statutes.

An act to extend the charters of the Bank of the Commonwealth of Kentucky, and of the old Bank of Kentucky.

An act to create a Sinking Fund for the city of Frankfort.

An act to amend an act, entitled, an act for the benefit of mechanics of the towns of Hickman and Frankfort.

An act changing the name of the town of Graæfenburg, in Shelby county, to that of Hardinsville.

An act to repeal section 14, chapter 67, Revised Statutes, so far as same applies to Cornishville.

An act to amend the charter of the Hamilton and Buffalo Hill Turnpike road Company.

An act to increase the county levy of Lewis county.

An act to repeal an act, entitled, an act requiring turnpike, toll-bridge and plank-road companies to declare semi-annual dividends, and to amend the Revised Statutes, title "revenue and taxation."

An act to amend section 17, article 4, chapter 47, of Revised Statutes, title courtesy and dower.

An act to regulate the fees of sheriffs.

An act to amend section 832, of chapter 3, article 1, Code of Practice.

An act to incorporate the Kentucky Wood Works.

An act to authorize the appointment of Commissioners of a sinking fund, and to provide for the payment of the public debt of Fayette county.

An act requiring tax assessors to furnish statistical agricultural information.

An act repealing in part an act establishing a criminal and equity court in the 1st judicial district.

An act to incorporate Franklin Lodge of Independent Order of Odd Fellows, of Garrard county.

An act to repeal the equity and criminal courts in Graves county.

An act in reference to tuition in the common schools.

That they had disagreed to bills from this House, of the following titles, viz:

An act authorizing the Madison county court to levy a tax to improve the poor-house lands in said county.

An act for the benefit of N. Hoagland.

That they had passed bills of the following titles, viz:

An act fixing the time for the president of the board of internal improvement to take the oath of office, after his election or appointment.

An act to amend the law in relation to settlements by guardians.

An act to provide for the building of a fire proof clerks' office in Russellville.

An act to authorize salt, iron, flour, and tobacco to be brought into certain counties in this state.

An act for running the state line between Kentucky and Tennessee.

An act for the benefit of the Simpson creek and Bardstown Turnpike road Company.

An act concerning the Southern Bank of Kentucky.

An act to amend title 18, chapter 2, of the Code of Practice.

An act empowering Rockcastle county court to appoint trustees of the seminary.

An act amending the charter of the Farmers Bank of Kentucky, by imposing a tax on the surplus profits thereof.

An act to incorporate the Eastern Kentucky coal-oil and iron manufacturing company.

And had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to repeal an act reorganizing Transylvania University and establishing a school for teachers.

An act authorizing the trustees of the town of London to sell an alley in said town.

An act to provide for holding county courts in Covington.

An act to incorporate the Kentucky Locomotive works.

An act to repeal part of an act, entitled, an act regulating the time of holding the circuit courts, approved March 5, 1856.

An act amending section 14, chapter 56, Revised Statutes, title landlord and tenant.

An act to incorporate the Franklin Philomethian Library Association.

An act to amend and reduce into one the several acts in relation to the town of Russellville.

An act to amend an act, entitled, an act to incorporate the city of Paducah.

An act to amend an act, entitled, an act to incorporate the Clark's river Bridge Company, in McCracken county.

An act to incorporate the Flat Rock and Rogers' Mill Turnpike road Company.

An act for the benefit of the sheriff of Hickman county.

An act regulating the sale of partnership property taken in execution for the separate debts of one of the partners.

An act to amend an act to amend the law regulating the sale of spirituous, malt, and vinous liquors to free negroes and slaves, approved February 27, 1856.

An act to regulate the holding of the circuit courts in the 12th judicial district.

An act to incorporte the Scott Female Institute.

An act to regulate the terms of the circuit courts and the equity and criminal courts in the 4th judical district.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act to incorporate the Hustonville Christian Academy.

An act to incorporate the Dudaren Mill Turnpike road Company.

An act to authorize the county court of Washington county to sell Washington county Seminary.

An act for the benefit of Edwin Trimble, late clerk of the Floyd circuit and county courts,

An act for the benefit of Daniel Hager, of Johnson county.

An act to authorize the citizens of Daviess to vote on a proposition to levy an additional tax.

An act to incorporate the New Liberty Branch Turnpike road Company.

An act to incorporate the Liberty and Russell's Springs Turnpike road Company.

An act to incorporate the Hopkinsville, Newstead, and Linton Turnpike road Company.

An act establishing an additional voting precinct and justices' district in Wayne county.

An act to change the place of voting in precinct No. 5, in Nelson county.

An act for the benefit of A. L. Offutt, late sheriff of Scott county.

An act for the benefit of the clerk of the Boyle circuit court.

An act for the benefit of Thomas Farlar, jailer of Harlan county.

An act to repeal an act, entitled, an act for the benefit of Steel and Lamb.

An act to establish a state road from Eddyville to Paducah.

An act authorizing an increase of the capital stock of the Commercial Bank of Kentucky, and the establishment of additional branches.

An act amending the charter of the Barren county railroad.

An act to incorporate the Ruddell's Mills and Shawhan's Station Turnpike road Company.

An act amending an act incorporating the Downingsville Turnpike road Company.

An act to establish a state road from Birmingham to Mayfield.

An act to change the place of holding the election in district No. 7, in the county of Greenup.

An act changing Morganfield district, in Union county.

An act directing the school commissioners to divide school district No. 22, of Trigg county.

An act to modify the charter of Trigg Academy.

An act authorizing the county court of Trigg to change the state road in said county.

An act creating a police judge and marshal for the town of Burlington.

An act changing and regulating the voting precincts in Clarke county.

An act to amend an act, entitled, an act to incorporate the New Castle and Carrollton Turnpike road Company.

An act establishing an additional voting place in Lawrence county.

An act to amend the charter of the Mount Sterling and Jeffersonville Turnpike road Company.

An act to amend an act, entitled, an act to revive and modify an act, entitled, an act to incorporate the Barren river Navigation and Manufacturing Company.

An act to revive the charter of the Farmers' Turnpike road Company.

An act to amend the act incorporating the Louisville and Newport Branch Railroad Company.

An act for the benefit of Jas. H. Gilbraith, of Cumberland county.

An act concerning the chartered turnpike roads in Montgomery county.

An act declaring the Cat fork of Blain's creek a navigable stream.

An act giving to the county of Grayson six additional days at the next fall term of the circuit court.

An act to authorize the citizens of Eminence to elect a town marshal.

An act creating additional justices' district and voting place in Meade county.

An act to change the place of voting in the first election precinct, in Estill county.

An act to incorporate the Sugar creek and Hickman Turnpike road Company.

An act to incorporate St. Thomas' Seminary, of Nelson county.

An act to amend and reduce into one the road laws of Greenup and Lewis counties.

An act to amend the charter of the town of Foster.

An act to incorporate the North Bend and Wolper Turnpike road Company.

An act to incorporate the North Bend Turnpike road Company.

An act to establish a turnpike road from Franklin, in Simpson county, to the turnpike road south of Scottsville, in Allen county.

An act to establish an additional justices' district and election precinct in Morgan county.

An act for the benefit of Elbert Cook, of Livingston county.

An act for the benefit of J. B. Harper, of Louisville.

An act to make an additional voting precinct in Jefferson county.

An act creating an additional voting place in district No. 3, in Todd county.

An act to amend the charter of the Campbellsville Turnpike road Company.

An act establishing an additional voting precinct and justices' district in Morgan county.

An act to incorporate the town of Bledsoe.

An act to incorporate the Kentucky Coal Company, of Louisville.

An act for the benefit of Robert Eastham, late sheriff of Lawrence county.

An act to charter McAfee Lodge, No. 229, Free and Accepted Masons, of Cornishville, Mercer county.

An act to extend the limits of the town of Mount Carmel.

An act to amend an act to create the office of police judge and marshal, in the town of Shepherdsville.

An act to incorporate the Danville Female Academy.

An act to amend the charter of the Bracken Academy.

An act to incorporate the Newstead Turnpike road Company.

An act to amend an act incorporating Minerva Seminary.

An act to amend the charter of the North Kentucky Agricultural Society, of Boone county.

An act for the benefit of Geo. M. Hampton, of Morgan county.

An act for the benefit of John Daily, of Breckinridge county.

An act to sell Green Chapel, in Nelson county.

An act to incorporate Allensville Lodge, No. 182, Free and Accepted Masons.

An act to incorporate the Bunker Hill and Big Sandy Coal Mining and Lumber Company.

A resolution in relation to the final adjournment of the General Assembly.

The following bills were reported by the committees appointed to prepare and bring in the same, viz:

By the committee on Internal Improvement—

A bill to authorize the county court of Barren to subscribe stock to the Barren county Railroad.

By same—

A bill to amend the charter of the Maxville and Pleasant run Turnpike road Company.

By the committee on Circuit Courts—

A bill for the benefit of Henry Forbes, Sheriff of Larue county.

By the committee on County Courts—

A bill empowering the Presiding Judge of Campbell county to sell and convey the poor-house farm.

By the committee on Internal Improvement—

A bill to amend the charter of the town of Cynthiana.

By the committee on Privileges and Elections—

A bill to change the time of holding elections for justices of the peace and constables.

By the committee on Internal Improvement—

A bill establishing the town of Hardysville.

By the committee on Education—

A bill in reference to tuition in the common schools.

By the committee on Public Offices—

A bill to increase the salary of the Assistant Secretary of State.

By the committee on Propositions and Grievances—

A bill for the benefit of Uriah Winchell.

By same—

A bill allowing special terms of the Livingston circuit court.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed.

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the Senate of the following titles, viz:

An act to amend the laws authorizing Hardin county to take stock in the Louisville and Nashville Railroad Company.

An act for the benefit of Daniel Higgins, late sheriff of Breathitt county.

An act for the benefit of J. R. Botts, of Carter county.

An act to increase the jurisdiction of the police judge and marshal of Ghent.

An act to incorporate the Eastern Kentucky coal-oil and iron manufacturing company.

An act to authorize salt, iron, flour, and tobacco to be brought into certain counties in this state.

An act for the benefit of the Oldham Turnpike road Company.

An act to charter the Fifteenth Street Turnpike road Company.

An act to incorporate the Kentucky Coal Mining and Iron and Oil Manufacturing Company.

An act for benefit of school district No. 15, in Breathitt county.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Internal Improvement, to whom were referred bills from the Senate of the following titles, viz:

An act for the benefit of the Maysville and Lexington Railroad Company, and for other purposes.

An act to amend the charter of the Providence Mining, Manufacturing and Shipping Company.

An act for the benefit of the New Orleans and Ohio Railroad.

Reported the same without amendments.

Ordered, That said bills be read a third time.

The rule of the House, constitutional provision, and third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The committee on Ways and Means, who were appointed to prepare and bring in the same, reported the following bills, viz:

A bill to repeal the law requiring license for the standing of studs, bulls and jacks.

A bill to change the mode of collecting the revenue in this commonwealth.

Which were read the first time.

The question was then taken on ordering said bills to be read a 2d time, and it was decided in the negative.

And so the said bills were rejected.

The committee on Religion, who were appointed to prepare and bring in the same, reported

A bill for the benefit of John Paget.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Senate, announcing that they had passed bills from this House of the following titles, viz:

An act concerning the town of Union, in Boone county.

An act to provide a police judge for the town of Florence, in Boone county.

An act to amend an act concerning the police judge of the town of Hawesville.

An act to pay Miles Greenwood for furnishing heating apparatus for the Eastern Lunatic Asylum.

With amendments to each of said bills.

The House then took up for consideration

A bill to incorporate the Kentucky Association of Teachers.

Which was read a third time.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Also—

A bill to amend section 9, article 9, chapter 83, of the Revised Statutes.

Which was read the first time, and ordered to be read a second time.

Also—

A bill to change the time for holding the circuit courts in the eleventh judicial district.

Mr. Reid moved the following amendment, viz:

Add to the bill the following additional section:

This act to take effect from and after the 1st day of August next.

And the question being taken thereon, it was decided in the affirmative.

Said bill was then read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the times of holding the circuit courts in the 11th judicial district of this commonwealth be so changed as said courts shall hereafter be held at the following times, viz:

The circuit court to be held in Montgomery county on the second Mondays in February and August, and continue twelve juridical days; in Powell county on Tuesday after the fourth Mondays in February and August, and continue five juridical days; in Bath county on the first Mondays in March and September, and continue twelve juridical days; in Morgan county on the third Mondays in March and September, and continue eighteen juridical days; in Pike county on the second Mondays in April and October, and continue six juridical days; in Floyd county on the third Mondays in April and October, and continue twelve juridical days; in Johnson county on the first Mondays in May and November, and continue six juridical days; in Lawrence county on the second Mondays in May and November, and continue six juridical days; in carter county on the third Mondays in May and November, and continue six juridical days.

§ 2. This act to to take effect from and after the first day of August next.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Burns and Reid, were as follows, viz:

Those who voted in the affirmative, were

John M. Burns,	M. C. Johnson,	Thomas Shanks,
D. C. Daniel,	John H. McMillan,	William J. Stitt,
Samuel E. DeHaven,	J. M. Mitchell,	A. H. Talbott,
George W. Hamilton,	H. K. Rachford,	A. W. Thomas,
H. F. Hensley,	Newton P. Reid,	Joshua T. White,
James S. Jackson,	Robert Richardson,	J. C. Wickliffe—19.
George M. Jessee,		

Those who voted in the negative, were

E. L. Barbee,	John Ficklin,	Joseph Patton,
Wm. A. Barton,	Abram H. Field,	C. D. Pennebaker,
James C. Belshe,	John K. Goodloe,	Joseph Shawhan,
Joseph M. Boarman,	Anderson Gray,	Wm. B. Skean,
T. H. C. Bruce,	Wm. H. Hamilton,	Green Sterett,
Gabriel S. Caldwell,	Wilford Lee Harned,	C. P. Talbot,
J. L. Caldwell,	J. B. Huston,	Henry Thompson,
Edward Crossland,	Milton E. Jones,	Benjamin C. Trapnall,

Francis M. Daily, Alfred Kendall, C. W. White,
Henry B. Dobyns, W. B. Machen, Richard P. Whitt,
S. T. Drane, J. H. McDaniel, John H. Woosley,
Blanton Duncan, Jonathan Newcum, S. Worthington—38.
John Ellis, Hugh Newell,

And so said bill was rejected.

The committee on Public Offices reported

A bill to increase the salary of the Treasurer.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the salary of the treasurer of this commonwealth shall hereafter be two thousand dollars per annum.

§ 2. This act to take effect from and after its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) John B. Huston, H. K. Rachford,
Thomas H. C. Bruce, Madison C. Johnson, Newton P. Reid,
Leslie Combs, Thomas N. Lindsey, Robert Richardson,
Edward Crossland, Willis B. Machen, Thomas Shanks,
Henry B. Dobyns, James M. Mitchell, William J. Stitt,
Sidney A. Foss, Jonathan Newcum, Ambrose H. Talbott,
John K. Goodloe, Joseph Patton, Benjamin C. Trapnall,
G. W. Hamilton, Remus Payne, C. W. White—26.
Harvey F. Hensley, C. D. Pennebaker,

Those who voted in the negative, were

Wm. T. Anthony, Dillard C. Daniel, James H. McDaniel,
Elias L. Barbee, James W. Davis, Hugh Newell,
William A. Barton, Thomas M. Dickey, Wm. B. Parker,
Robert Bates, John Donan, John I. Roach,
James C. Belshe, Stephen T. Drane, Joseph Shawhan,
Joseph M. Boarman, John Ellis, Isaac Smith,
Robert Browder, John Ficklin, Green Sterett,
Erasmus O. Brown, Anderson Gray, Alexander W. Thomas,
John M. Burns, Wm. H. Hamilton, Henry Thompson,
Gabriel S. Caldwell, James K. Huey, Joshua T. White,
James L. Caldwell, Milton E. Jones, Richard P. Whitt,
Braxton W. Chamblin, Hiram Kelsey, John C. Wickliffe,
Oliver Crawford, Alfred Kendall, J. H. Woosley,
Francis M. Daily, John C. McCreary, S. Worthington—42.

And so said bill was rejected.

The same committee reported

A bill providing for the erection of a fire-proof room for the safe-keeping of the records, files and papers of the land office.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of three thousand five hundred dollars is hereby appropriated, out of any money in the treasury not otherwise appropriated, for the purpose of constructing a fire-proof room, to be added to the land office, for the safe-keeping of the records, files and papers of said office.

§ 2. That in order to insure the economical and judicious use of the sum of money above appropriated, the register, secretary of state, and treasurer, be and they are hereby appointed commissioners, with powers to select plans for the proposed addition, to contract for the erection of the same, and to superintend and direct its construction: *Provided*, that in making a contract for the proposed work they give one months notice of the time of the letting of the work, through the newspapers published at the seat of government of the state, and that the contract be let to the lowest and best bidder. That all acts of said board of commissioners shall require a concurrence of not less than two of its members.

§ 3. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Stephen T. Drane,	William B. Parker,
William T. Anthony,	Blanton Duncan,	Joseph Patton,
E. L. Barbee,	John Ellis,	Remus Payne,
Wm. A. Barton,	John Ficklin,	C. D. Pennebaker,
Joseph M. Boarman,	Sidaey A. Foss,	Newton P. Reid,
Robert Browder,	John K. Goodloe,	Robert Richardson,
Erasmus O. Brown,	Anderson Gray,	Thomas Shanks,
T. H. C. Bruce,	George W. Hamilton,	Joseph Shawhan,
Gabriel S. Caldwell,	Wilford Lee Harned,	Isaac Smith,
James L. Caldwell,	John B. Huston,	Ambrose H. Talbott,
Braxton W. Chamblin,	Madison C. Johnson,	Charles P. Talbot,
Leslie Combs,	Milton E. Jones,	Henry Thompson,
Oliver Crawford,	Hiram Kelsey,	Benjamin C. Trapnall,
Edward Crossland,	Thomas N. Lindsey,	Claiborne W. White,
Dillard C. Daniel,	Willis B. Machen,	Richard P. Whitt,

James W. Davis, Allen L. McAfee, John C. Wickliffe,
Thomas M. Dickey, James H. McDaniel, S. Worthington—53.
John Donan, James M. Mitchell,

Those who voted in the negative, were

Robert Bates, James K. Huey, John I. Roach,
James C. Belshe, Alfred Kendall, Wm. B. Skean,
John M. Burns, John C. McCreary, Green Sterett,
Francis M. Daily, Jonathan Newcum, Wm. J. Stitt,
Wm. H. Hamilton, Hugh Newell, Alex. W. Thomas,
Harvey F. Hensley, H. K. Rachford, John H. Woosley—18.

Resolved, That the title thereof be as aforesaid.

The same committee reported

A bill to authorize a cistern to be constructed in the public grounds in Frankfort.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the governor be and he is hereby authorized to make the necessary contracts to turn the water from the State House and other buildings into the old gasometer vat, and make a permanent cistern of said vat; and that a sum sufficient to complete the same, not to exceed two hundred dollars, is hereby appropriated.

§ 2. That the auditor of public accounts shall draw his warrant for the amount of said contracts, when approved by the governor, to be paid out of any money in the treasury not otherwise appropriated.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon, in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) Anderson Gray, C. D. Pennebaker,
William T. Anthony, George W. Hamilton, H. K. Rachford,
Elias L. Barbee, Wm. H. Hamilton, Newton P. Reid,
William A. Barton, Wilford Lee Harned, Robert Richardson,
Robert Bates, Harvey F. Hensley, John I. Roach,
James C. Belshe, James K. Huey, Thomas Shanks,
Joseph M. Boarman, John B. Huston, Joseph Shawhan,
Robert Browder, Madison C. Johnson, Wm. B. Skean,
Thomas H. C. Bruce, Milton E. Jones, Isaac Smith,
John M. Burns, Alfred Kendall, Green Sterett,
Gabriel S. Caldwell, Thos. N. Lindsey, W. J. Stitt,
James L. Caldwell, Willis B. Machen, Ambrose H. Talbott.

Leslie Combs,
Edward Crossland,
Francis M. Daily,
Dillard C. Daniel,
James W. Davis,
Blanton Duncan,
John Ellis,
John Ficklin,
Sidney A. Foss,
John K. Goodloe,
Allen L. McAfee,
John C. McCreary,
James H. McDaniel,
James M. Mitchell,
Jonathan Newcum,
Hugh Newell,
Wm. B. Parker,
Joseph Patton,
Remus Payne,
Charles P. Talbot,
Alexander W. Thomas,
Henry Thompson,
Benjamin C. Trapnall,
C. W. White,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
S. Worthington—64.

In the negative—none.

Resolved, That the title thereof be as aforesaid.

The same committee made a report, which reads as follows, viz:

The joint committee of the House of Representatives respectfully report—

That they have examined the office of the register of the land office of Kentucky. They find that the cross-alphabets ordered at the last session of the general assembly have been completed, and any paper on which a title is founded can now be readily produced.

There are now in the register's office 461 volumes of books, including 93 volumes of alphabets. There are ten sets of books with their appropriate alphabets, and more than three hundred thousand papers on which titles from the state are founded. The preservation of these papers is all-important to the landed interest of the state, as every title for land in the state is originally derived from the commonwealth, and is of record in the land office. These records and papers should, at any reasonable expense, be secured from destruction, and a proper fire-proof repository should at once be constructed. Your committee, therefore, recommend the erection of a suitable fire-proof room for the safe-keeping of the files and records of the land office.

The land office is coeval with the birth of the state, and is the repository, also, of all the papers and records which relate to the grants of lands made by Virginia, in the territory of Kentucky, before it was erected into a state. Since the foundation of the land office no comparison of the records with the alphabet has ever been made. In sixty-six years of course many errors have occurred in alphabeting the register and records, and recent partial examinations have shown that these errors are numerous beyond all reasonable expectation—errors occurring in the name, quantities and counties in the alphabets. We therefore earnestly recommend a suitable appropriation for the employment of a clerk to make the comparison of the records and alphabets above mentioned. After this labor is completed, your committee believe that this office will be thoroughly organized; and that the business of the land office is up to the day on which this report is made, although the amount of business is, and has been for the past two years, equal to if not greater than at any former period. We have found Mr. McKinley, the present register, a most accomplished officer,

and we acknowledge our indebtedness to him for the information he has furnished, and the politeness received at his hands.

J. D. HEADLEY,
SAMUEL HOWARD,
Senate Committee.
A. H. TALBOTT,
THOMAS SHANKS,
W. A. BRANN,
ISAAC SMITH,
House Committee.

The committee on Internal Improvement reported

A bill to amend article 14, chapter 28, Revised Statutes, title crimes and punishments.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same having been amended,

The question was then taken on the passage of said bill, and it was decided in the negative.

And so said bill was rejected.

The same committee reported

A bill to repeal an act declaring Big Barren river navigable stream, above the mouth of Peters' creek.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and 2nd reading of said bills having been dispensed with,

The same was recommitted to the committee on Internal Improvement.

The same committee, to whom was referred a bill from the Senate, entitled,

An act to incorporate the Lumberman's and Builders' Planing Mill Company,

Reported the same without amendment.

Said bill was then amended.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Lindsey, from a special committee, reported

An act to change the boundary lines of precincts Nos. 1 and 2, in Franklin county.

Which was read the first time, and ordered to be read a second time.

The question was then taken on dispensing with the second reading of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Duncan, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Sidney A. Foss,	James H. McDaniel,
William A. Barton,	John K. Goodloe,	James M. Mitchell,
Robert Browder,	George W. Hamilton,	C. D. Pennebaker,
Erasmus O. Brown,	Wilford Lee Harned,	H. K. Rachford,
James L. Caldwell,	J. K. Huey,	Thomas Shanks,
Leslie Combs,	John B. Huston,	Green Sterett,
Edward Crossland,	Madison C. Johnson,	Ambrose H. Talbott,
Dillard C. Daniel,	Milton E. Jones,	Charles P. Talbot,
Samuel E. DeHaven,	Alfred Kendall,	Alexander W. Thomas,
Thomas M. Dickey,	Thomas N. Lindsey,	C. W. White,
Stephen T. Drane,	Charles A. Marshall,	S. Worthington—34.
Blanton Duncan,		

Those who voted in the negative, were

Elias L. Barbee,	Willis B. Machen,	Joseph Shawhan,
James C. Belshe,	Allen L. McAfee,	William B Skean,
Joseph M. Boarman,	John C. McCreary,	Isaac Smith,
Thomas H. C. Bruce,	John H. McMillan,	William J. Stitt,
John M. Burns,	Jonathan Newcum,	Henry Thompson,
Francis M. Daily,	Hugh Newell,	B. C. Trapnall,
Henry B. Dobyns,	William B. Parker,	Joshua T. White,
John Ellis,	Joseph Patton,	Richard P. Whitt,
John Ficklin,	Remus Payne,	John C. Wickliffe,
William H. Hamilton,	Robert Richardson,	Benjamin M. Winston,
George M. Jessee,	John I. Roach,	John H. Woosley—34.
Hiram Kelsey,		

Ordered, That said bill be read a 2nd time to-morrow at 10 o'clock, A. M.

The amendments proposed by the Senate to bills from this House, of the following titles, viz:

An act appropriating money to the Eastern Lunatic Asylum.

An act concerning the town of Union, in Boone county.

An act to provide a police judge for the town of Florence, in Boone county.

An act to pay Miles Greenwood for furnishing heating apparatus for the Eastern Lunatic Asylum.

An act to change the county line between the counties of Ballard and Hickman.

An act to incorporate the Greenville Cemetery Association.

Were taken up, twice read, and concurred in.

The House then took up for consideration bills from the Senate of the following titles, viz:

1. An act to change the time of holding the circuit, equity and criminal courts of the first judicial district.

2. An act for the benefit of school district No. 39, in Ohio county.

Ordered, That the 1st named bill be read a third time.

The 2d was read the first time and ordered to be read a second time.

The rule of the House, constitutional provision, and third reading of of the 1st, and the second and third readings of the 2d bill having been dispensed with,

Said bills were disagreed to.

The House then took up for consideration bills from the Senate, of the following titles, viz:

1. An act making further appropriation of money for the Geological Survey.

2. An act for the benefit of Robt. McKee and John Stites, executors of Zach. Glass, deceased.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bills having been dispensed with—

Ordered, That the 1st be made the special order of the day for tomorrow, at 10½ o'clock, A. M.

Ordered, That the 2d be made the special order of the day for tomorrow, at 11½ o'clock, A. M.

Also—

An act for the benefit of James Edmonston, of Hopkins county.

Which was read the first time, and ordered to be read a second time.

Ordered, That the further consideration of said bill be postponed for the present.

Also—

An act to provide for the building of a fire proof clerks' office in Russellville.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Also—

An act offering a reward for the discovery of the disease called "hog cholera," and a remedy that will cure said disease.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

The same was referred to the committee on Internal Improvement.

And then the House adjourned.

TUESDAY, FEBRUARY 16, 1858.

Mr. Whitt presented the petition of sundry citizens of Carter county, praying the passage of an act releasing Owen McGlore, of said county, from the payment of railroad and revenue tax.

Which was received, the reading dispensed with, and referred to the committee on the Judiciary.

Mr. Drane moved the following resolution, viz:

Resolved, That the public printer forward to each representative one hundred copies of the titles and synopsis of the acts passed at the present session of the general assembly.

Which was adopted.

Mr. C. Field, jr., read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the auditor of public accounts be directed to draw his warrant

upon the treasury, in favor of David W. Chenault, administrator of Wm. Chenault, deceased, for such compensation for his services as a member of this session of the legislature as is usual in such cases.

The rule of the House requiring joint resolutions to lie one day on the table having been dispensed with,

The resolution was adopted.

The following bills were reported by the committees appointed to prepare and bring in the same, viz:

By the committee on County Courts—

A bill to amend the law in relation to the town marshal of the town of Princeton.

A bill for the benefit of the assessor of Hickman county.

A bill to authorize the transcript of certain records in the Harlan county surveyor's office.

A bill to change the time of holding the quarterly courts of Lawrence county.

A bill for the benefit of J. W. Cruce, of Crittenden county.

A bill to authorize the transfer of records from Hickman to the office of the clerk of the Fulton county court.

A bill to authorize the sale of a part of the public square of the town of Stanton.

A bill to amend an act, entitled, an act to amend the city charter of Frankfort.

A bill in relation to the public treasurer.

The committee on Education—

A bill for the benefit of Socrates White.

By the committee on Claims—

A bill appropriating money to Charles Hambleton.

Which were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McAfee, from the committee on Banks, reported

A bill to amend an act, entitled, an act to charter the Franklin Savings Institution.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled, an act to incorporate the Franklin Savings Institution, approved March 1, 1850, and an act, entitled, an act to

amend an act to charter the Franklin Savings Institution, approved March 10, 1856, be amended as follows: The name of said Franklin Savings Institution shall be changed to that of the *Franklin Bank*, and under that name shall have and exercise all the rights and privileges provided for in the aforesaid acts of incorporation.

§ 2. The capital stock of the Franklin Bank may be increased to any sum not exceeding five hundred thousand dollars, whenever a majority of the shares of capital stock of said bank shall, at a regular or called meeting of the stockholders, voting as provided by law, determine to do so.

§ 3. That said Franklin Bank may issue and circulate its notes with the same privileges, conditions and restrictions as are now by law, or that may be at this session of the general assembly, given to the Bank of Louisville to issue and circulate its notes: *Provided*, that all the notes issued by said Franklin Bank shall be made payable and redeemable in specie, at the counter of said bank in the city of Louisville, when presented, and demand for redemption is made.

§ 4. That in case of the failure of said Franklin Bank, each stockholder shall be liable to its creditors for a duplicate amount of the stock held, if the assets of said bank shall not be sufficient to pay all demands against it; but the assets of said bank shall be first exhausted; and to meet any deficit, a *pro rata* assessment shall be made upon the stockholders, not to exceed the duplicate amount as aforesaid.

§ 5. This act shall take effect from and after the first day of July, 1858.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Clement and Parker, were as follows, viz:

Those who voted in the affirmative, were

Wm. A. Barton,	Anderson Gray,	Joseph Patton,
John M. Burns,	George W. Hamilton,	William P. Payne,
J. L. Caldwell,	Wm. O. Hansford,	C. D. Pennebaker,
B. W. Chamblin,	Wilford Lee Harned,	Elijah G. Sebree,
D. C. Daniel,	James S. Jackson,	Thomas Shanks,
S. T. Drane,	William F. Leathers,	Joseph Shawhan,
Blanton Duncan,	John G. Lyon,	Wm. B. Skean,
Sidney A. Foss,	John C. McCreary,	A. H. Talbott—25
John K. Goodloe,		

Those who voted in the negative, were

E. L. Barbee,	Abram H. Field,	Wm. B. Parker,
James C. Belshe,	Wm. H. Hamilton,	Remus Payne,
Joseph M. Boarman,	Elisha Hardy,	H. K. Rachford,

William A. Brann,	H. F. Hensley,	John I. Roach,
Robert Browder,	J. B. Huston,	Isaac Smith,
Gabriel S. Caldwell,	M. C. Johnson,	Green Sterett,
Isaac N. Clement,	Milton E. Jones,	William J. Stitt,
Leslie Combs,	Alfred Kendall,	C. P. Talbot,
Edward Crossland,	Thomas N. Lindsey,	A. W. Thomas,
Francis M. Daily,	W. B. Machen,	Benjamin C. Trapnall,
Thomas M. Dickey,	Allen L. McAfee,	C. W. White,
Henry B. Dobyns,	John H. McMillan,	Richard P. Whitt,
Charles Eaves,	S. F. Morse,	J. C. Wickliffe,
John Ellis,	Jonathan Newcum,	John H. Woosley—44.
John Ficklin,	Hugh Newell,	

And so said bill was rejected.

The House then took up for consideration

A bill to amend the law in relation to the assessment of land in this Commonwealth.

The said bill was then amended.

Ordered, That said bill be read a third time to-morrow, at 9½ o'clock, A. M.

A bill from the Senate, entitled,

An act to apportion representation,

Was read a second time.

Mr. DeHaven moved a substitute for said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A bill to change the lines of voting precincts 1 and 2, in Franklin county,

Was read a second time.

Ordered, That said bill be read a third time on to-morrow at 10 o'clock, A. M.

A bill from the Senate, entitled,

An act concerning the Southern Bank of Kentucky,

Was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and 2d reading of said bills having been dispensed with,

The said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Sterett and Ficklin, were as follows, viz:

Those who voted in the affirmative, were

William A. Barton,	G. W. Hamilton,	C. D. Pennebaker,
Robert Browder,	Wm. O. Hansford,	H. K. Rachford,
Gabriel S. Caldwell,	W. Lee Harned,	Elijah G. Sebree,
James L. Caldwell,	John B. Huston,	Thomas Shanks,
Leslie Combs,	James S. Jackson,	Joseph Shawhan,
Dillard C. Daniel,	Madison C. Johnson,	Isaac Smith,
James W. Davis,	William F. Leathers,	Ambrose H. Talbott,
Thomas M. Dickey,	Thomas N. Lindsey,	Charles P. Talbot,
Stephen T. Drane,	James B. Lyne,	Alexander W. Thomas,
Charles Eaves,	John G. Lyon,	Benjamin C. Trapnall,
Curtis Field, Jr.,	Willis B. Machen,	C. W. White,
Sidney A. Foss,	John C. McCreary,	John C. Wickliffe,
John K. Goodloe,	Samuel F. Morse,	Ben. M. Winston,
Anderson Gray,	Remus Payne,	S. Worthington—42.

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ellis,	Jonathan Newcum,
Elias L. Barbee,	John Ficklin,	Hugh Newell,
Robert Bates,	Wm. H. Hamilton,	John I. Roach,
Joseph M. Boarman,	Elisha Hardy,	William B. Skean,
William A. Brann,	Harvey F. Hensley,	Green Sterett,
John M. Burns,	James K. Huey,	William J. Stitt,
Isaac N. Clement,	George M. Jessee,	Henry Thompson,
Oliver Crawford,	Milton E. Jones,	J. H. Woosley—26.
Francis M. Daily,	Hiram Kelsey,	

Resolved, That the title thereof be as aforesaid.

The House then took up for consideration

A bill for the appropriation of money.

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the following sums of money are hereby appropriated to the persons named and entitled, to be paid out of the public treasury upon the warrant of the auditor of public accounts:

§ 2. To the Speakers of the Senate and House of Representatives, eight dollars per day, each, during the present session.

§ 3. To the principal clerks of the Senate and House of Representatives, ten dollars per day, each, during the present session, and the same sum, each, per day, for fifteen days after the close of the session, for their services in preparing the acts of the general assembly for publication, and arranging the papers.

§ 4. To the assistant clerks of the Senate and House of Representatives, eight dollars per day, each, during the session.

§ 5. To Thomas J. Helm and J. H. Johnson, appointed assistant clerks under resolutions of the House of Representatives, eight dollars per day, each, for each day they have served during the session.

§ 6. To Samuel C. Sayres, ten dollars per day for each day he has served as assistant clerk to the House of Representatives during the session, to be ascertained by the chief clerk of the House, and certified to the auditor.

§ 7. The auditor is authorized to draw his warrant on the treasury in favor of the clerks of the House of Representatives and Senate, for the amount of extra clerk hire, to be estimated by them.

§ 8. To the sargeant-at-arms of the Senate and House of Representatives, six dollars per day, each, during the session.

§ 9. To the door-keepers of the Senate and House of Representatives, six dollars per day, each, during the session.

§ 10. To John M. S. McCorkle, late clerk of the House of Representatives, seventy-five dollars, for organizing the present House and for his services rendered after the organization.

§ 11. To Wm. R. Campbell, late door-keeper of the House, fifteen dollars, for mileage and services as door-keeper to the House at the present session

§ 12. To John W. Pruett, for the services of his negro man to the Senate, one dollar per day, during the session.

§ 13. To A. P. Randall, for the services of his negro man to the House of Representatives, one dollar per day, during the session.

§ 14. To A. G. Hodges, to pay for the Daily Commonwealth, furnished for the use of the legislature during the present session, four hundred and sixty-five dollars.

§ 15. To S. I. M. Major, to pay for the Daily Yeoman, furnished for the use of the legislature during the present session, four hundred and sixty-five dollars.

§ 16. To the servant who has waited on the Senate and House of Representatives during the present session, forty dollars; and to the servant who has officiated at the "*back capitol*," sixty dollars. The sargeant-at-arms of the Senate shall receive and disburse said appropriations.

§ 17. To the ministers of the different religious denominations in Frankfort, one hundred dollars, to be distributed equally amongst them by the sargeant-at-arms of the Senate.

§ 18. To the Baptist church, for use of bell and ringing same, during the present session, twenty dollars.

§ 19. To Charles T. Campbell and John W. Pruett, jr., pages to the Senate during the present session, seventy dollars each.

§ 20. To Joseph Revill, fifty dollars; James G. Newcum, seventy dollars; and Jacob Silvertooth, twenty dollars; pages to the House of Representatives the present session, for their services.

§ 21. To John L. Moore, for bill of sundries rendered, two hundred and forty-seven dollars and forty-six cents.

§ 22. To Heming & Quinn, as per bill rendered, eight dollars.

§ 23. To W. P. Loomis, as per bill rendered, three dollars and fifty cents.

§ 24. To A. Kahr, for baskets, three dollars.

§ 25. To Gray & Todd, as per bill sundries rendered, one hundred and sixty-eight dollars and ninety-five cents.

§ 26. To Wm. M. Todd, as per bill rendered, eighty-four dollars.

§ 27. To T. S. & J. R. Page, as per bill rendered, thirty-eight dollars and fifty cents.

§ 28. To Meek & Milam, as per bill rendered, one dollar and fifty cents.

§ 29. To Dr. J. M. Mills, as per bill rendered, three dollars and fifty cents.

§ 30. To A. G. Cammack, for bill work and repairs rendered, twenty-eight dollars and seventy cents.

§ 31. To Wm. Robb, to pay Kitty Dudley's bill for washing, two dollars and fifty cents.

§ 32. To William H. Sneed, for his services while acting as librarian, up to last of January, when he was accidentally shot, the sum of seventy-five dollars.

§ 33. To Thomas S. Page, for sundries, two dollars and twenty-five cents.

§ 34. To John C. Wickliffe, ten dollars and seventy-five cents; to Sidney A. Foss, three dollars and fifty cents; to H. K. Rachford, ten dollars and twenty-five cents; to Cyrenius Wait, eight dollars and twenty cents; and to A. D. Cosby, nine dollars; for their expenses as a committee to examine into the condition and wants of the Eastern Lunatic Asylum.

§ 35. For the support of the Eastern Lunatic Asylum, for two years from 31st December last, the sum of twenty-five thousand dollars per annum, or so much thereof as may be actually necessary, payable semi-annually in advance. It shall be the duty of the superintendent of said asylum to direct and control the expenditures for supplies, and no money therefor shall be paid by the treasurer except upon his written order.

§ 36. For the support of the Western Lunatic Asylum, for the year 1858, twenty thousand dollars, and for the year 1859, twenty-five thousand dollars, or so of said sums as may be actually required, payable semi-annually in advance. The foregoing appropriations to said asylums are intended to cover the salaries and expenses of officers and attendants, as well as patients admitted therein, for the period named, together with all the expenses attending the conveyance of patients to said asylums, and their discharge therefrom. The sums hereby appropriated for the support of said asylums shall be paid to the respective treasurers thereof, on the order of their respective boards of managers. Said managers shall report to the next general assembly, within two weeks after the first day of the session, a correct statement of expenses, by items, giving amounts and prices, and showing clearly and specifically how and for what and when said appropriations were used and expended. The board of managers shall also, at the same time, report specifically how many paying patients they have entertained, what were their names, and how much was received from each; and they shall also report any sums received from the proceeds of the property attached to or used by said asylum. When no contract has been or shall be made, paying patients shall not

be admitted into either asylum at a less rate than one hundred and forty dollars per annum.

§ 37. To Cumberland Hospital, at Smithland, fifteen hundred dollars per annum, for two years from 31st December, 1857, if the same shall be actually required for its support. This appropriation is made subject to all the rules, regulations and requirements attached to the appropriations to the Eastern and Western lunatic asylums which are properly applicable.

§ 38. To A. G. Hodges, to pay him for making an index to the forthcoming Journals of the Senate and House of Representatives, two hundred dollars.

§ 39. To J. C. Herndon, for the claim of E. H. Tole, for services rendered as sergeant-at-arms to the electoral college of Kentucky, in December, 1856, which claim has been transferred to said Herndon, thirty dollars.

§ 40. To Sanford Goins, for firing salute on the 8th January, 1858, fifty dollars; and for salute to be fired on 22d February, 1858, fifty dollars.

§ 41. The governor of Kentucky is hereby authorized to have the usual salutes fired on the 8th January and the 22d February, 1859, and the cost thereof, when reported to the auditor of public accounts, shall be paid out of the treasury upon his warrant.

§ 42. To an additional clerk in the land office, to be appointed by the register, six hundred dollars, to be paid quarterly, for the purpose of comparing the records with the alphabet, and making corrections of the same. This appropriation to be for one year only.

§ 43. To Wm. Robb, for two bottles gum arabic, seventy-five cents.

§ 44. To A. G. Cammack, for work done for the Senate, four dollars and fifty cents.

§ 45. To E. H. Tole, for work done for Senate and House of Representatives this session, ten dollars and sixty cents.

§ 46. To Wm. Robb, for services rendered to the Senate as sargeant-at-arms thereof during the illness of J. W. Pruett, twenty dollars.

§ 47. To John P. Reading, for bill sundries rendered, one dollar and eighty cents.

§ 48. To Gray & Todd. for bill sundries rendered, twelve dollars and eighty-five cents.

§ 49. The sum of twenty-five hundred dollars, or so much thereof as may be required, is hereby appropriated to fence the grounds of the Western Lunatic Asylum.

Mr. Goodloe moved to strike out, in section 35, the words "twenty-five thousand," and insert in lieu thereof the words "twenty-nine thousand two hundred and fifty."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Goodloe and Chamblin, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Anderson Gray,	John C. McCreary,
William A. Barton,	G. W. Hamilton,	Joseph Patton,
Robert Browder,	Wm. O. Hansford,	Remus Payne,
James L. Caldwell,	Wilford Lee Harned,	C. D. Pennebaker,
Braxton W. Chamblin,	Harvey F. Hensley,	H. K. Rachford,
Leslie Combs,	John B. Huston,	E. G. Sebree,
Dillard C. Daniel,	James S. Jackson,	Thomas Shanks,
Samuel E. DeHaven,	Madison C. Johnson,	Ambrose H. Talbott,
Thomas M. Dickey,	Thomas N. Lindsey,	Charles P. Talbot,
Stephen T. Drane,	James B. Lyne,	C. W. White,
Blanton Duncan,	John G. Lyon,	John C. Wickliffe,
S. A. Foss,	Charles A. Marshall,	S. Worthington—37.
John K. Goodloe,		

Those who voted in the negative, were

William T. Anthony,	Henry B. Dobyns,	Hugh Newell,
Elias L. Barbee,	Charles Eaves,	John I. Roach,
Robert Bates,	John Ellis,	Joseph Shawhan,
James C. Belshe,	John Ficklin,	Wm. B. Skean,
Joseph M. Boarman,	Abram H. Field,	Isaac Smith,
Wm. A. Brann,	Wm. H. Hamilton,	Green Sterett,
Thomas H. C. Bruce,	Elisha Hardy,	Alex. W. Thomas,
John M. Burns,	Milton E. Jones,	Henry Thompson,
Gabriel S. Caldwell,	Alfred Kendall,	Joshua T. White,
Isaac N. Clement,	Samuel F. Morse,	Richard P. Whitt,
Oliver Crawford,	Jonathan Newcum,	John H. Woosley—34.
Francis M. Daily,		

Mr. Goodloe moved to insert the word "five" after the word "twenty," in section 36, line 1.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Kendall and Jackson, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	J. K. Goodloe,	Hugh Newell,
William T. Anthony,	Anderson Gray,	William B. Parker,
Elias L. Barbee,	George W. Hamilton,	Joseph Patton,
William A. Barton,	Wm. O. Hansford,	Remus Payne,
James C. Belshe,	Harvey F. Hensley,	C. D. Pennebaker,
Joseph M. Boarman,	James K. Huey,	H. K. Rachford,
Robert Browder,	John B. Huston,	Newton P. Reid,
Thomas H. C. Bruce,	James S. Jackson,	John I. Roach,
John M. Burns,	George M. Jessee,	Elijah G. Sebree,
James L. Caldwell,	Madison C. Johnson,	Thomas Shanks,
Braxton W. Chamblin,	Milton E. Jones,	Joseph Shawhan,
Leslie Combs,	W. F. Leathers,	William J. Stitt,
Dillard C. Daniel,	T. N. Lindsey,	Charles P. Talbot,

S. E. DeHaven, James B. Lyne, Alex. W. Thomas,
Thomas M. Dickey, John G. Lyon, C. W. White,
Stephen T. Drane, Willis B. Machen, Joshua T. White,
Blanton Duncan, Charles A. Marshall, Richard P. Whitt,
Charles Eaves, Allen L. McAfee, John C. Wickliffe,
Abram H. Field, John C. McCreary, S. Worthington—59.
Sidney A. Foss, John H. McMillan,

Those who voted in the negative, were

Robert Bates, John Ellis, Jonathan Newcum,
William A. Brann, John Ficklin, William B. Skean,
G. S. Caldwell, Wm. H. Hamilton, Isaac Smith,
Isaac N. Clement, Elisha Hardy, Green Sterett,
Oliver Crawford, Alfred Kendall, Henry Thompson,
Francis M. Daily, Samuel F. Morse, John H. Woosley—19.
Henry B. Dobyns,

Ordered, That said bill be engrossed and read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,) John Ficklin, Hugh Newell,
William T. Anthony, Abram H. Field, William B. Parker,
E. L. Barbee, Curtis Field, Jr., Joseph Patton,
Wm. A. Barton, Sidaey A. Foss, Remus Payne,
James C. Belshe, John K. Goodloe, C. D. Pennebaker,
Joseph M. Boarman, George W. Hamilton, Newton P. Reid,
Robert Browder, Harvey F. Hensley, Robert Richardson,
T. H. C. Bruce, John B. Huston, John I. Roach,
Gabriel S. Caldwell, James S. Jackson, Thomas Shanks,
James L. Caldwell, Madison C. Johnson, Joseph Shawhan,
Braxton W. Chamblin, Milton E. Jones, Wm. J. Stitt,
Isaac N. Clement, Hiram Kelsey, Ambrose H. Talbott,
Leslie Combs, Thomas N. Lindsey, Charles P. Talbot,
Oliver Crawford, James B. Lyne, Alex. W. Thomas,
Edward Crossland, John G. Lyon, Henry Thompson,
Francis M. Daily, Willis B. Machen, Benjamin C. Trapnall,
Dillard C. Daniel, Charles A. Marshall, Claiborne W. White,
Samuel E. DeHaven, Allen L. McAfee, Richard P. Whitt,
Henry B. Dobyns, John C. McCreary, B. M. Winston,
Stephen T. Drane, Jonathan Newcum, S. Worthington—61.
Charles Eaves,

Those who voted in the negative, were

Wm. A. Brann,	Wm. H. Hamilton,	Green Sterett,
John M. Burns,	Alfred Kendall,	John H. Woosley—8.
John Ellis,	J. H. McMillan,	

A message was received from the Senate announcing that they had concurred in the first and disagreed to the second and third amendments proposed by this House to a bill from the Senate, entitled,

An act providing a general mechanics' lien law.

That they had concurred in resolutions from this House of the following titles, viz:

Resolution to correct a clerical error.

Resolution in relation to the pay of Wm. Chenault.

Resolutions in relation to the admission of Kansas.

With an amendment to the last named resolution.

That they had passed bills from this House of the following titles, viz:

An act for the benefit of Carrsville and citizens, of Livingston county.

An act for the benefit of the Bank of Providence, Rhode Island.

An act to amend the charter of the Eminence Mutual Insurance Company.

An act for the benefit of the town of Bowlinggreen.

An act to incorporate the Owensboro' Printing Company.

An act to incorporate the Little River Academy.

An act to empower the trustees of the Baptist church, at Dallasburg, in Owen county, to sell and convey land belonging to said church.

An act to legitimatize Robert N. Leach.

An act in relation to fees for taking depositions.

An act for the benefit of the Louisville and Frankfort Railroad Company, and the Lexington and Frankfort Railroad Company.

An act to incorporate Superior Council of Improved Order of Red Men.

An act for the benefit of Messrs. Stokes, Hughes & Plevor, of London, England.

An act for the benefit of Merritt S. O'Neal, of Woodford county.

An act to authorize the Methodist church in Frankfort to sell a lot.

An act for the benefit of Isaac A. Stewart.

An act concerning the Casey circuit court.

An act to pay Thomas S. Theobald, former keeper of the Kentucky penitentiary, the amount due him by the commonwealth.

An act to amend an act, entitled, an act to charter the city of Louisville.

An act amending the city charter of Frankfort.

An act providing for the establishment of a jury sytem for the Louisville city court

An act to amend an act, entitled, an act to incorporate the city of Henderson.

An act to amend and reduce into one the several acts relating to the town of Elkton.

An act to incorporate the town of Newroe.

An act to amend an act, entitled, an act to amend the city charter of Frankfort.

An act for the benefit of Henry Forbes, Sheriff of Larue county.

An act to amend the charter of the Maxville and Pleasant run Turnpike road Company.

An act empowering the Presiding Judge of Campbell county to sell and convey the poor-house farm.

An act to amend and reduce into one the several acts incorporating the town of Madisonville, in Hopkins county.

An act concerning the juridical days of the November term of the Muhlenburg circuit court.

An act to incorporate the Bethel Female High School.

An act to authorize the settlement of certain estates and guardianships, in Taylor county.

An act providing pay for red fox scalps.

An act to compensate agents of this state for reclaiming fugitives from justice.

An act regulating the fees of jailers against the United States.

An act to incorporate the Hopkinsville and Princeton turnpike Company.

An act for the benefit of James R. Hughes, of Union county.

An act providing for the erection of a fire-proof room for the safe-keeping of the records, files and papers of the land office.

An act to amend an act, entitled, an act to incorporate the town of Keysburg, in Logan county.

An act to amend chapter 6 Revised Statutes, in regard to bastardy.

An act to incorporate Rippysville, in Anderson county.

An act to incorporate the town of Airdrie.

An act authorizing the court of appeals to condemn records from inferior courts.

An act to authorize the county court of Barren to subscribe stock to the Barren county Railroad.

An act for the benefit of Uriah Winchell.

An act to authorize a cistern to be constructed in the public grounds in Frankfort.

An act to increase the salary of the Assistant Secretary of State.

An act to authorize the transfer of records from Hickman to the office of the clerk of the Fulton county court.

An act to change the time of holding the quarterly courts of Lawrence county.

An act to authorize the sale of a part of the public square of the town of Stanton.

An act for the benefit of the assessor of Hickman county.

An act in relation to the Falmouth Seminary.

An act for the benefit of John Paget.

An act to amend the charter of the town of Cynthiana.

An act for the benefit of school district No. 62, in Muhlenburg county.

An act creating the offices of police judge and town marshal in the town of Franklin.

An act to amend the charter of the Bank of Kentucky.

An act to amend an act approved March 10, 1856, concerning the penitentiary.

An act to amend the charter of the First German Protestant Saint Peter's Congregation, of Louisville.

An act to amend an act creating the office of Inspector of Lumber, in the city of Louisville.

An act to incorporate the Corinthian Lodge, No. 74, I. O. O. F.

An act to incorporate the Muhlenburg Agricultural, Mechanical and Domestic Association.

An act to incorporate the Jeffersonville and Stanton Turnpike road Company.

An act to incorporate the Rumsey and Cypress Turnpike road Company.

An act to repeal sub-section 2, of section 2, of article 3, chapter 34, of Revised Statutes.

An act to charge the inhabitants of the city of Frankfort with the payment of county levy, &c.

An act to authorize justices of the peace to appoint special agents to execute process.

An act to extend the corporate limits of the town of Livermore.

An act to amend section 3, article 7, chapter 28, Revised Statutes, title arson.

An act in relation to the public treasury.

An act to incorporate the Lieder-kranz Society, of the city of Louisville.

An act to incorporate the Benevolent Society of the United Sons of Erin.

An act for the benefit of Gordonsville Lodge, No. 217, of Free and Accepted Masons.

An act concerning the mileage of witnesses attending the circuit and quarterly courts.

An act to incorporate Allensville Masonic Stock Company, of the county of Todd.

An act declaring it unlawful for the presiding judge and clerk of a county court to be appointed executor, administrator or guardian, in the county in which he holds his office.

An act for the benefit of Sandford Goins.

An act appropriating money to Charles Hambleton.

An act for the benefit of Socrates White.

An act to incorporate Springdale, in Henderson county.

An act to charter the Kentucky White Sulphur and Chalybeate Springs Company.

An act to revive and amend the charter of the town of Lockport, in Henry county.

An act to establish a state road from Paducah to Hopkinsville.

An act to authorize the voters of Washington county to vote on a proposition to move the county seat.

An act regulating the levy of taxation in the county of Madison, for internal improvement purposes.

An act to incorporate the Kentucky river Navigation Company.

With amendments to the four last named bills.

An act to refund to Wm. Ward, of Morgan county, the amount of tax on tavern license improperly collected of him.

That they had passed bills of the following titles, viz:

An act to incorporate the Portland Savings Bank.

An act to change the boundary lines of precinct No. 2, in Franklin county.

An act amending the charter of the Farmers Bank of Kentucky, by imposing a tax on the surplus profits thereof.

An act to extend state aid to railroads and turnpikes.

An act to incorporate the Eastern Kentucky coal-oil and iron manufacturing company.

That they had concurred in amendments proposed by this House to bills from the Senate of the following titles, viz:

An act to amend an act, entitled, an act to charter the Southwestern Agricultural and Mechanical Association.

An act to exempt hired slaves from execution or attachment.

An act to provide for the building of a fire proof clerks' office in Russellville.

An concerning the Southern Bank of Kentucky.

That they had disagreed to the amendment proposed by this House to a bill from the Senate, entitled,

An act for the benefit of the examining courts of this Commonwealth.

And had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Ashland Foundry and Fire-brick Company.

An act to authorize the county court of Madison to levy a tax for the improvement of their poor-house property.

An act supplemental to an act incorporating the Big Sandy Navigation Company.

An act to authorize Wm. Grimes to sell negroes.

An act for the benefit of R. H. Stanhope.

An act to amend the law creating a board of supervisors of tax.

An act for the benefit of Bagdad and Harrisonville Turnpike road.

An act to incorporate the Stamping Ground and Harmony Turnpike road Company.

An act to amend an act creating the offices of police judge and town marshal of Lewisport.

An act to prevent the extension of credit to minors at school, without the permission of their parents, &c.

An act to incorporate the Elizaville and Fairview Turnpike road Company.

An act to amend the charter of the town of Shelbyville.

An act to charter the Silver creek Turnpike road Company, in Madison county.

An act to amend the charter of the Covington and Taylor's Mill Turnpike road Company.

An act to amend the charter of the Carrollton and Eagle creek Turnpike road Company.

An act to amend the act incorporating the Louisville and Newport Branch Railroad Company.

An act allowing James N. Brashear, of Perry county, to erect a mill and dam in said county.

An act for the benefit of the town of Owensboro.

An act granting further powers to the trustees of the town of Richmond.

An act for the benefit of the Independent Washington Hose Company.

An act to incorporate the Keizer's Station and Clay Turnpike road Company.

An act to incorporate the Owingsville and Paris Turnpike road Company.

An act for the benefit of the Slate Union church.

An act for the benefit of Isaac H. Underwood, jailer of Washington county.

An act to repeal an act, entitled, an act to create an additional civil district in Hickman county.

An act for the benefit of Charles Hambleton and others.

An act fixing the time for the president of the board of internal improvement to take the oath of office, after his election or appointment.

An act to incorporate the Poplar Mountain Coal and Mining Company and Manufacturing Coke Company, in Clinton county.

An act to incorporate the Star Fire Company, No. 1, of Carrollton, Kentucky.

An act to amend an act incorporating the Harrodsburg and Cornishville Turnpike road Company.

An act to limit the jurisdiction of the police judge and town marshal of the town of Calhoon, in McLean county.

An act for the benefit of James H. Pogue, late sheriff of Knox county.

An act to repeal an act, entitled, an act to incorporate the town of Bledsoe, in Fulton county.

An act allowing the citizens of the town of Burksville the power of electing a police judge and town marshal.

An act to incorporate the Munday's Landing and Harrodsburg Turnpike road Company.

An act for the benefit of the Versailles and Anderson Turnpike road Company.

An act to incorporate the Hopkinsville Library Association.

An act to incorporate the Ford's Mill Turnpike road Company, in Woodford county.

An act for the benefit of the Shelby Railroad Company.

An act to re-locate the state road in Whitley, and erect a toll-gate thereon.

An act to incorporate the Hardin's creek Turnpike road Company.

An act for the benefit of the Shelby circuit court clerk.

An act to amend the charter of the Williamsburg, Cumberland river and Tennessee railroad.

An act for the benefit of the Louisville and Bardstown Railroad.

The amendment proposed by the Senate to a bill from this House, entitled,

An act to allow John Gearin, of Calloway county, to peddle in said county without license,

Was taken up, twice read, and concurred in.

A bill from the Senate, entitled,

An act to change the boundary line of precinct No. 2, in Franklin county,

Was read the third time.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The amendments proposed by the Senate to bills from this House of the following titles, viz:

An act to authorize the voters of Washington county to vote on a proposition to move the county seat.

An act to incorporate the Greenville Cemetery Association.

An act to establish a state road from Paducah to Hopkinsville.

Were taken up, twice read, and concurred in.

The House then took up for consideration a bill from the Senate, entitled,

An act to amend the charter of the Bank of Ashland.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Kelsey moved the following amendment:

That said bank shall issue bank notes to the extent only of the amount of capital stock paid in.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Ficklin and Kelsey, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Anderson Gray,	Hugh Newell,
Elias L. Barbee,	George W. Hamilton,	Wm. B. Parker,
Robert Bates,	Wm. H. Hamilton,	Remus Payne,
James C. Belshe,	William O. Hansford,	Newton P. Reid,
Joseph M. Boarman,	Elisha Hardy,	Robert Richardson,
William A. Brann,	James K. Huey,	John I. Roach,
Gabriel S. Caldwell,	G. M. Jessee,	Elijah G. Sebree,
Braxton W. Chamblin,	Madison C. Johnson,	Wm. B. Skean,
Francis M. Daily,	Milton E. Jones,	Green Sterett,
Henry B. Dobyns,	Hiram Kelsey,	W. J. Stitt,
Charles Eaves,	Alfred Kendall,	Charles P. Talbot,
John Ellis,	Willis B. Machen,	Henry Thompson,
John Ficklin,	Allen L. McAfee,	Joshua T. White,
Abram H. Field,	John H. McMillan,	John C. Wickliffe,
Curtis Field, Jr.,	Jonathan Newcum,	John H. Woosley—45.

Those who voted in the negative, were

William A. Barton,	Blanton Duncan,	C. D. Pennebaker,
Robert Browder,	Sidney A. Foss,	Thomas Shanks,
John M. Burns,	John K. Goodloe,	Joseph Shawhan,
James L. Caldwell,	J. S. Jackson,	Isaac Smith,
Leslie Combs,	William F. Leathers,	Ambrose H. Talbott.
Dillard C. Daniel,	Thos. N. Lindsey,	Alexander W. Thomas,
James W. Davis,	John G. Lyon,	C. W. White,
Thomas M. Dickey,	John C. McCreary,	Benj. M. Winston,
Stephen T. Drane,	Joseph Patton,	S. Worthington—27.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Anthony and Kelsey, were as follows, viz:

Those who voted in the affirmative, were

William A. Barton,	A. H. Field,	Joseph Patton,
Robert Browder,	Sidney A. Foss,	C. D. Pennebaker,
Gabriel S. Caldwell,	John K. Goodloe,	Newton P. Reid,
James L. Caldwell,	Anderson Gray,	Elijah G. Sebree,
Braxton W. Chamblin,	George W. Hamilton,	Thomas Shanks,
Leslie Combs,	Wm. O. Hansford,	Joseph Shawhan,
Dillard C. Daniel,	Wilford Lee Harned,	Isaac Smith,
James W. Davis,	John B. Huston,	Ambrose H. Talbott,
Samuel E. DeHaven,	James S. Jackson,	Charles P. Talbot,
Thomas M. Dickey,	George M. Jessee,	Alexander W. Thomas,
Henry B. Dobyns,	Madison C. Johnson,	C. W. White,
Stephen T. Drane,	Thomas N. Lindsey,	John C. Wickliffe,
Blanton Duncan,	James B. Lyne,	Benjamin M. Winston,
Charles Eaves,	John G. Lyon,	S. Worthington—42.

Those who voted in the negative, were

Wm. T. Anthony,	C. Field, jr.,	Jonathan Newcum,
Elias L. Barbee,	William H. Hamilton,	Hugh Newell,
Robert Bates,	Elisha Hardy,	William B. Parker,
Joseph M. Boarman,	J. K. Huey,	John I. Roach,
William A. Brann,	Hiram Kelsey,	Green Sterett,
John M. Burns,	Alfred Kendall,	William J. Stitt,
Oliver Crawford,	Willis B. Machen,	Henry Thompson,
Francis M. Daily,	Allen L. McAfee,	Joshua T. White,
John Ellis,	John C. McCreary,	John H. Woosley—29.
John Ficklin,	John H. McMillan,	

Resolved, That the title thereof be as aforesaid.

Mr. Johnson moved the following resolution, viz:

Resolved, That after this day no new bills shall be acted upon, except such as have passed the Senate, and the appropriation bill, unless by unanimous consent.

Which was adopted.

The House then, according to special order, took up a bill from the Senate, entitled,

An act making further appropriation of money for the Geological Survey.

Mr. Huston moved to amend said bill by striking out the 5th section.

And the question being taken upon said motion, it was decided in the affirmative.

Mr. Machen moved to amend said bill by striking out the words "thirty thousand."

And the question being taken thereon, it was decided in the affirmative.

Mr. Newcum moved to fill the blank with "twenty-five thousand."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Wickliffe and Gray, were as follows, viz:

Those who voted in the affirmative, were

Wm. A. Barton,	John K. Goodloe,	Remus Payne,
William A. Brann,	Anderson Gray,	C. D. Pennebaker,
Robert Browder,	George W. Hamilton,	H. K. Rachford,
Gabriel S. Caldwell,	Wm. O. Hansford,	Newton P. Reid,
J. L. Caldwell,	Wilford Lee Harned,	Robert Richardson,
B. W. Chamblin,	H. F. Hensley,	Elijah G. Sebree,
Leslie Combs,	J. B. Huston,	Thomas Shanks,
Oliver Crawford,	James S. Jackson,	C. P. Talbot,
D. C. Daniel,	M. C. Johnson,	Henry Thompson,
James W. Davis,	William F. Leathers,	Benjamin C. Trapnall,
Samuel E. DeHaven,	James B. Lyne,	C. W. White,

S. T. Drane, John G. Lyon, Richard P. Whitt,
Blanton Duncan, C. A. Marshall, J. C. Wickliffe,
Charles Eaves, James M. Mitchell, S. Worthington—44.
Sidney A. Foss, Jonathan Newcum,

Those who voted in the negative, were

Mr. Speaker, (White,) John Ficklin, Hugh Newell,
William T. Anthony, Abram H. Field, Wm. B. Parker,
E. L. Barbee, Wm. H. Hamilton, Joseph Patton,
Robert Bates, Elisha Hardy, William P. Payne,
James C. Belshe, James K. Huey, John I. Roach,
Joseph M. Boarman, George M. Jessee, Joseph Shawhan,
Thomas H. C. Bruce, Milton E. Jones, Wm. B. Skean,
John M. Burns, Hiram Kelsey, Isaac Smith,
Isaac N. Clement, Alfred Kendall, Green Sterett,
Edward Crossland, W. B. Machen, William J. Stitt,
Francis M. Daily, Allen L. McAfee, A. H. Talbott,
Thomas M. Dickey, John C. McCreary, A. W. Thomas,
Henry B. Dobyns, John H. McMillan, Joshua T. White,
John Ellis, S. F. Morse, John H. Woosley—42.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by the constitution, were as follows, viz:

Those who voted in the affirmative, were

William A. Barton, John K. Goodloe, Remus Payne,
James C. Belshe, Anderson Gray, C. D. Pennebaker,
Robert Browder, G. W. Hamilton, H. K. Rachford,
Thomas H. C. Bruce, Wm. O. Hansford, Newton P. Reid,
John M. Burns, W. Lee Harned, Robert Richardson,
Gabriel S. Caldwell, Harvey F. Hensley, Elijah G. Sebree,
James L. Caldwell, John B. Huston, Thomas Shanks,
Braxton W. Chamblin, James S. Jackson, William B. Skean,
Leslie Combs, George M. Jessee, William J. Stitt,
Oliver Crawford, Madison C. Johnson, Ambrose H. Talbott,
Dillard C. Daniel, Milton E. Jones, Charles P. Talbot,
James W. Davis, Hiram Kelsey, Henry Thompson,
Samuel E. DeHaven, William F. Leathers, Benjamin C. Trapnall,
Henry B. Dobyns, James B. Lyne, C. W. White,
Stephen T. Drane, John G. Lyon, Richard P. Whitt,
Blanton Duncan, Charles A. Marshall, John C. Wickliffe,
Charles Eaves, James M. Mitchell, J. H. Woosley,
Abram H. Field, Jonathan Newcum, S. Worthington—56.
Sidney A. Foss, Joseph Patton,

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ellis,	Samuel F. Morse,
Wm. T. Anthony,	John Ficklin,	Hugh Newell,
Elias L. Barbee,	Wm. H. Hamilton,	Wm. B. Parker,
Robert Bates,	Elisha Hardy,	William P. Payne,
Joseph M. Boarman,	James K. Huey,	John I. Roach,
William A. Brann,	Alfred Kendall,	Joseph Shawhan,
Isaac N. Clement,	Willis B. Machen,	Isaac Smith,
Edward Crossland,	Allen L. McAfee,	Green Sterett,
Francis M. Daily,	John C. McCreary,	Alexander W. Thomas,
Thomas M. Dickey,	John H. McMillan,	Joshua T. White—31.
John Donan,		

Resolved, That the title thereof be as aforesaid.

Mr. Shanks, from the committee on Public Offices, made the following report, viz:

To the General Assembly of the Commonwealth of Kentucky:

Your committee on Public Offices, with due respect, tender the following additional report:

The offices of the auditor, treasurer, secretary of state, governor, and superintendent of public works have all been carefully examined. They are well kept, and are now in good condition, and need no legislation, unless an increase of all their salaries should be deemed proper, which we earnestly recommend. The books and papers in these offices are well arranged, and afford all the necessary information. The amount of labor and responsibility in the offices of the auditor and treasurer, in the opinion of your committee, justly demands at the hands of this legislature an increase of salary. The salary of the state treasurer is now fixed by law at $1,750 per annum; he is required to give a bond in the penalty of $300,000; his responsibilities are seldom less than half a million of dollars; for the past year the average monthly balance in his hands was $228,000. We think his salary is far beneath what is justly due for the actual labor and responsibility of his position.

In the office of the auditor there is more labor performed for the salary paid than in any other office or position in the state of Kentucky; we might safely add, that no other accounting officer in the United States is as poorly paid as he is. His books and papers are arranged with due regard to method, and his business always up to the day. His salary is $2,000 per annum, and reflects no credit upon the state, and does not respond to the well-known and boasted liberality of the people of Kentucky. The register's office is also well cared for, and the great amount of labor of that office is performed in an intelligent and systematic manner. The register and secretary of state should have an increase of salary.

The salary paid to the governor of this commonwealth, as is well known, is not more than equal to a clerkship in a first class mercantile house. It will not be contended by any one that his salary should be elevated to the dignity of the chief executive officer of a great commonwealth like this of ours.

We earnestly direct the attention of this general assembly to the subject of the salaries of these officers.

THOMAS SHANKS.

Mr. Machen, from a special committee, reported

A bill in relation to the public treasury.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same having been amended,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act to amend the charter of the Hamilton and Buffalo Hill Turnpike road Company.

An act to amend and change the 10th section of chapter 13 of Revised Statutes, title change of venue.

An act to amend section 17, article 4, chapter 47, of Revised Statutes, title courtesy and dower.

An act to pay Thomas S. Theobald, former keeper of the Kentucky penitentiary, the amount due him by the commonwealth.

The House then, according to order, took up a bill from the Senate, entitled,

An act for the benefit of Robt. McKee and John Stites, and the executors of Zach. Glass, deceased.

Which was read a third time.

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon, in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were

William T. Anthony,	Abram H. Field,	Joseph Patton,
Elias L. Barbee,	S. A. Foss,	Remus Payne,
William A. Barton,	John K. Goodloe,	Wm. P. Payne,
Robert Bates,	Anderson Gray,	C. D. Pennebaker,
James C. Belshe,	Wm. H. Hamilton,	H. K. Rachford,
Joseph M. Boarman,	Wm. O. Hansford,	Newton P. Reid,
Wm. A. Brann,	Elisha Hardy,	Robert Richardson,
Robert Browder,	Wilford Lee Harned,	John I. Roach,
Gabriel S. Caldwell,	Harvey F. Hensley,	E. G. Sebree,

James L. Caldwell, James K. Huey, Thomas Shanks,
Braxton W. Chamblin, John B. Huston, Joseph Shawhan,
Isaac N. Clement, James S. Jackson, Wm. B. Skean,
Leslie Combs, Madison C. Johnson, Green Sterett,
Oliver Crawford, Milton E. Jones, William J. Stitt,
Edward Crossland, Alfred Kendall, Ambrose H. Talbott,
Dillard C. Daniel, James B. Lyne, Charles P. Talbot,
Samuel E. DeHaven, John G. Lyon, Alex. W. Thomas,
Thomas M. Dickey, Willis B. Machen, Henry Thompson,
Henry B. Dobyns, A L. McAfee, B. C. Trapnall,
Stephen T. Drane, John C. McCreary, C. W. White,
Blanton Duncan, Jonathan Newcum, Richard P. Whitt,
Charles Eaves, Hugh Newell, John C. Wickliffe—67.
John Ficklin,

Those who voted in the negative, were

Francis M. Daily, Isaac Smith, John H. Woosley—3.

Resolved, That the title thereof be as aforesaid.

A message was received from the Senate, announcing their disagreement to an amendment proposed by this House to a bill from the Senate, entitled,

An act to apportion representation.

Mr. Kelsey moved that this House insist upon their amendment to said bill.

Which was adopted.

Mr. Kelsey moved that a committee of conference be appointed to act with a similar committee on the part of the Senate, to take into consideration the subject of disagreement between the two Houses, and if possible report a bill which could be agreed upon as a law.

Which was adopted.

Ordered, that Messrs. Kelsey, Machen, Johnson, G. W. Hamilton, Wickliffe, Smith, and Burns compose said committee.

The House then took up for consideration of a bill from the Senate, entitled,

An act to incorporate the Merchants' Deposit Bank of Louisville.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and 2d reading of said bill having been dispensed with,

Mr. McAfee moved to amend said bill by adding thereto the following proviso, viz:

Provided, That the stockholders shall be held responsible, in their individual estates, for a duplicate amount of the stock they may hold; and in the event of a failure, suit may be instituted, by any creditor

of said bank, in any court of competent jurisdiction in this commonwealth.

Mr. McMillan moved to lay said bill and amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Pennebaker and Winston, were as follows, viz:

Those who voted in the affirmative, were

Elias L. Barbee,	Harvey F. Hensley,	Green Sterett,
Robert Bates,	Milton E. Jones,	William J. Stitt,
Francis M. Daily,	Hiram Kelsey,	Ben. M. Winston,
Henry B. Dobyns,	Jonathan Newcum,	John H. Woosley—14.
Wm. O. Hansford,	William B. Skean,	

Those who voted in the negative, were

Mr. Speaker, (White,)	John Ficklin,	Hugh Newell,
William T. Anthony,	Curtis Field, jr.,	William B. Parker,
William A. Barton,	Sidney A. Foss,	Joseph Patton,
James C. Belshe,	J. K. Goodloe,	C. D. Pennebaker,
William A. Brann,	George W. Hamilton,	Newton P. Reid,
Robert Browder,	Wilford Lee Harned,	Robert Richardson,
Thomas H. C. Bruce,	James K. Huey,	John I. Roach,
John M. Burns,	John B. Huston,	Thomas Shanks,
James L. Caldwell,	George M. Jessee,	Joseph Shawhan,
Braxton W. Chamblin,	Madison C. Johnson,	A. H. Talbott,
Isaac N. Clement,	Alfred Kendall,	Charles P. Talbot,
Leslie Combs,	T. N. Lindsey,	Alex. W. Thomas,
Oliver Crawford,	James B. Lyne,	Henry Thompson,
Dillard C. Daniel,	John G. Lyon,	Benjamin C. Trapnall,
James W. Davis,	Willis B. Machen,	C. W. White,
S. E. DeHaven,	Charles A. Marshall,	Richard P. Whitt,
Stephen T. Drane,	Allen L. McAfee,	John C. Wickliffe,
Charles Eaves,	John C. McCreary,	S. Worthington—56.
John Ellis,	John H. McMillan,	

Mr. Machen moved to amend the amendment by way of substitute.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. McMillan and Kendall, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	Newton P. Reid,
Wm. A. Barton,	Sidaey A. Foss,	Robert Richardson,
James C. Belshe,	George W. Hamilton,	John I. Roach,
Wm. A. Brann,	Wilford Lee Harned,	Thomas Shanks,
Robert Browder,	John B. Huston,	Joseph Shawhan,
T. H. C. Bruce,	Madison C. Johnson,	Isaac Smith,
James L. Caldwell,	Thomas N. Lindsey,	Ambrose H. Talbott,
Braxton W. Chamblin,	James B. Lyne,	Charles P. Talbot,
Leslie Combs,	John G. Lyon,	Alex. W. Thomas,
Oliver Crawford,	Willis B. Machen,	Benjamin C. Trapnall,
Dillard C. Daniel,	Charles A. Marshall,	Claiborne W. White,
James W. Davis,	Joseph Patton,	John C. Wickliffe,
Samuel E. DeHaven,	C. D. Pennebaker,	B. M. Winston,
Thomas M. Dickey,	H. K. Rachford,	S. Worthington—43.
Stephen T. Drane,		

Those who voted in the negative, were

E. L. Barbee,	Harvey F. Hensley,	Jonathan Newcum,
Robert Bates,	Milton E. Jones,	Hugh Newell,
Joseph M. Boarman,	Hiram Kelsey,	Wm. B. Skean,
Isaac N. Clement,	Alfred Kendall,	Green Sterett,
Francis M. Daily,	Allen L. McAfee,	Wm. J. Stitt,
John Ellis,	John C. McCreary,	Richard P. Whitt,
John Ficklin,	J. H. McMillan,	John H. Woosley—22.
Wm. H. Hamilton,		

Resolved, That the title thereof be as aforesaid.

A bill from the Senate, entitled,

An act to extend state aid to railroads and turnpikes.

Was read the first time as follows, viz:

Whereas, the states of Virginia and North Carolina are constructing railroads from their principal seaports at Norfolk and Beaufort, to the eastern limits of Kentucky, at the mouth of Big Sandy and at Cumberland Gap; and whereas, the southern states are also making railroads from their principal cities on the Atlantic, the Gulf of Mexico, and the lower Mississippi, which are rapidly approaching the southern limits of Kentucky, by way of Knoxville, McMinnville, Nashville and Memphis; and all of said states have afforded to the incorporated companies constructing said roads a large amount of land or money in aid of said improvements; and whereas, the northern system of railroads has been completed to the borders of Kentucky, at various points upon the Ohio river; and whereas, the unfavorable surface of Kentucky, especially in the sparsely settled counties, and the consequent extraordinary difficulty and expense of constructing railroads render it impossible for individuals or counties to furnish sufficient means for constructing a system of railroads to connect with those on our northern, eastern, and southern borders; and it is deemed wise and proper to stimulate private enterprise, by economical and judicious state aid to those works having for their object

to enable the people of this commonwealth to avail themselves of the great advantages of the railroad system of the United States; and whereas, such state aid can only be afforded, under the present constitution, on the terms and in the mode therein provided; wherefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be the duty of the governor of Kentucky to subscribe, in the name of and on behalf of the commonwealth, ten thousand dollars per mile, upon the terms and conditions hereinafter provided, to the capital stock of the railroad companies which have been incorporated heretofore, or may hereafter be incorporated. That said subscription shall not be made to the capital stock of any railroad company until the governor aforesaid shall be satisfied that at least ten consecutive miles thereof, (beginning at one of its termini, within this state, or at a point within this state to which, at the time of the passage of this act, the graduation and bridging of said road may be already finished;) has been fully graded and bridged, and otherwise made ready for ballasting and superstructure; nor until said company shall agree that said subscription shall be preferred stock, and that the state of Kentucky shall have and possess a lien upon the property and franchise of said company, to the extent of the stock held by the state, and the dividends accruing thereon; and that said lien shall have precedence of all others.

§ 2. That whenever the governor shall be satisfied that any railroad company, contemplated by this act, has brought itself within the provisions of the preceding section, it shall be his duty to subscribe, as aforesaid, to the capital stock of said company, to the amount of ten thousand dollars per mile, for the ten miles before mentioned; and he shall, from time to time, make such additional subscription, in like manner, to the capital stock of said company, to the amount of ten thousand dollars per mile, for each five miles, whenever he shall be satisfied that said company has completed the graduation and bridging of additional contiguous and continuous five miles of said road, as provided in the preceding section, unless a shorter distance shall reach a station or the terminus of said road, in which case said subscription shall be made for such distance.

§ 3. That inasmuch as the erection of permanent bridges, of sufficient strength and durability to insure the safe transit of trains of railroad cars, the Kentucky, Cumberland and Green rivers will necessarily cost large sums of money, over and above the price of ordinary graduation and masonry, the governor is hereby authorized and directed to subscribe, to either of the railroad companies claiming the benefit of this act, on which one of said bridges may be necessary, within the limits of this state, an amount, in stock, equal to one-half the cost thereof, not exceeding, in any case, one hundred and fifty thousand dollars, to be specially applied to building said bridge, when under actual construction.

§ 4. That the benefit of this act shall not extend to any company so far as it may have the track of its road completed and laid at the time of the passage hereof, nor to any company until the governor shall be satisfied that its road shall be five miles in length, or a connecting

link between longer lines, or an extension of a longer line of railroad.

§ 5. That the subscription or subscriptions heretofore provided, when made, shall entitle the state to a preferred stock, bearing interest at the rate of six per cent. per annum, payable semi-annually, by the said company, between the first and twentieth days of June and December of each year.

§ 6. That should any of the railroad companies have made or hereafter make any mortgage, deed of trust, or other lien upon their road, such mortgage, deed of trust, or lien, shall have no effect whatever to impair or modify the *prior lien*, herein provided, to secure the state subscription for stock, and the dividends accruing thereon; but the right of the state to full payment, in preference to all other creditors and stockholders, shall ever remain inviolate.

§ 7. The subscriptions provided herein shall be made to such companies, from time to time, as shall first satisfy the governor that they are entitled to the same by having complied with the terms of this act; and that the proceeds of said subscriptions shall be used by said companies, from time to time, exclusively in payment for the ballasting, superstructure, stations, rolling stock, and equipment of their respective roads.

§ 8. That the amount to be subscribed under the foregoing provisions of this act, shall not exceed, in the aggregate, five of million dollars, not more than one-fifth of which shall be paid in any one year.

§ 9. That as each company claiming the benefit of this act shall, from time to time, make it appear that it is entitled to a subscription on the part of the state, the governor shall draw, or cause to be drawn, a warrant on the treasury in favor of said company for the amount to which said company may be entitled under the provisions of this act; and he shall take from said company a certificate of capital stock to a like amount, as provided for in section seventh of this act.

§ 10. That for the purpose of providing the means necessary to carry out the provisions of the preceding sections of this act, the governor shall, from time to time, as may be required, execute and issue the coupon bonds of the state, having thirty years to run, bearing interest at the rate of six per cent. per annum, payable semi-annually, on the first day of January and the first day of July, in each and every year; which said bonds he may sell at any rate he can obtain for the same, not less than par; but the whole amount of said bonds, so issued, shall not exceed, in the aggregate, the sum of five million of dollars; nor shall the amount of said bonds, so issued in one year, exceed the one-fifth part of said aggregate sum herein provided to be issued.

§ 11. That upon the first subscriptions of stock in any railroad company under this act the governor shall appoint therein two directors, in addition to the directors allowed by the charter and elected by the other stockholders of the said company; which directors, so appointed, shall have been stockholders in said company for at least one month previous to their appointment; and they shall serve as directors until the end of the next session of the general assembly subsequent to their appointment; and thereafter the governor, by and with

the advice of the senate, shall appoint the said directors, whose term of office shall be two years.

§ 12. That each railroad company, which shall receive the benefit of this act, shall report annually to the commissioners of the sinking fund the amount of work done upon its road, the earnings, the expense, travel, trade, and general condition thereof, financial and otherwise; and also, the amount thereof, since and after the passage of this act.

§ 13. The whole of the net proceeds shall, if necessary, be first applied to pay the six per cent. to the state, on its investment, and if any remains after paying that dividend to the state, the interest on the bonds shall next be paid; and if there is still a balance, and not sufficient to pay six per cent. on the other stock, that balance shall be paid *pao rata* among such stockholders; but if the net proceeds are more than sufficient to pay six per cent. on all the stock and bonds, the same shall be divided *pro rata* among all the stock and bond holders, the state included.

§ 14. That it shall be the duty of the governor, between the 1st and 10th days of January of each year, to ascertain the exact amount of railroad stock that may have been subscribed for under this act, on account of the state, during the preceding year, until the whole amount, provided for herein, shall have been subscribed; make proclamation of the amount of stock so subscribed; whereupon the dividends received by the state, upon the stock subscribed for under this act shall be paid into the treasury, and applied to the extinction of the bonds hereby authorized to be issued by the governor.

§ 15. That the sum of two hundred thousand dollars shall be appropriated to the completion of turnpikes, and building others, to be left to the discretion of the board of internal improvement for the state, when and where said roads shall be completed and built; and the board of internal improvement shall make such contracts for the repairs or building such roads as they may choose, always reserving to the state an interest equal to the sum said board may invest in said roads: *Provided*, that said board shall make no contract appropriating money for the construction of any turnpike, until the right of way has been obtained and paid for, and said road shall have been graded and bridged, and the work so done all paid for, and at least five miles so completed; and the said board shall, in no case, pay or contract to pay, or appropriate more than eight hundred dollars per mile on the pike, when the same is ready for the rock or gravel, which money shall be expended in no other way than in putting on the rock or gravel whichever may be used.

§ 16. That for the purpose of paying for these road improvements, the governor is authorized, from time to time, as the money may be needed to pay for the work done, to execute and issue to an amount, not exceeding in the aggregate two hundred thousand dollars, state bonds, similar to those provided to be issued in the second section of this act, and to sell the same, at any price he can obtain therefor, not less than par. The money appropriated for the purpose of completing and building turnpike roads referred to, shall be paid over, as indicated, to commissioners, and the board of internal improvement for the state, who shall take an oath, together with the

commissioners, and execute bond to render a full and true account of the expenditure thereof to the auditor of state.

§ 17. That for the purpose of raising money sufficient to pay the interest as it accrues on said bonds hereinbefore provided to be issued, and to discharge the principal thereof within thirty years, there is hereby levied a tax of four cents on each one hundred dollars worth of taxable property in the state, for the first year after the passage of this act; and its acceptance by the people, as herein provided; and for the second year after the passage of this act, and its acceptance as aforesaid, there is hereby levied, as aforesaid, a tax of seven cents; and thereafter there is hereby levied, until said principal and interest are fully satisfied and paid, an annual tax of twelve cents on each hundred dollars worth of taxable property in this state: *Provided*, That the present state debt shall not be paid off; but if the present state debt shall be paid and fully satisfied, then, in that event, the present resources of the sinking fund shall be set apart and dedicated to the payment of the debt hereby incurred; and that the tax of twelve cents hereby levied, or any part thereof, shall be reduced so as when added to the sinking fund, there shall be a sum sufficient to meet the interest and principal as it falls due, when said taxes shall be collected as other taxes are or may be collected, and the proceeds thereof are hereby inviolably pledged and appropriated for the payment of said interest as it accrues, and the discharge of said principal.

§ 18. That the proceeds of said tax, when collected and paid into the treasury, shall be paid over to the commissioners of the sinking fund, who, after paying the interest due upon the bonds issued under the provisions of this act, shall annually invest the remainder to the best advantage in state stocks, or the stocks of the banks of this state, and shall continue to reinvest the interest or dividends thereon as often as received, until the sum thus secured and otherwise directed herein to be applied to the payment of said tax shall become sufficient to redeem the bonds issued under this act.

§ 19. That whenever said commissioners can purchase any of said bonds, at not more than par, they are directed to use for that purpose the funds hereby placed in their hands, and to purchase and cancel said bonds.

§ 20. That this act shall be submitted to the voters of the state for their ratification or rejection at the next general election, on the first Monday in August, 1859; at which election, it shall be the duty of the judges to cause a poll to be opened for and against it; and it shall be the duty of the sheriff and clerk, together, of each county, on the Monday succeeding the election, to add up the number of votes cast for and against it, and immediately report both of said numbers to the secretary of state; and on the fourth Monday in August next, or as soon thereafter as practicable, the returns for the various counties shall be added up, and the result calculated and compared by the governor, attorney general, and secretary of state, or a majority of them; and if it shall appear that a majority of the votes cast on this question are in favor of the act, then and in that event, it shall have full force

and effect, and the governor shall make proclamation of the fact; otherwise, it shall be null and void.

§ 21. It shall be the duty of the governor to cause this act to be published in every political newspaper in the state, at least once in each month, prior to July 1859, and twice in the month of July 1859; and the compensation therefor to the proprietors of each of the newspapers publishing the same shall be one dollar per square of three hundred ems brevier, or smaller type, for the first insertion, and fifty cents per square for each subsequent insertion; and the governor shall cause a warrant to be drawn upon the treasury in payment therefor, in favor of the proprietor of each paper, when it shall appear to his satisfaction the publications have been made therein according to the requirements of this section.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Bates and Burns, were as follows, viz:

Those who voted in the affirmative, were

William A. Barton,	Samuel E. DeHaven,	Charles A. Marshall,
William A. Brann,	Henry B. Dobyns,	C. D. Pennebaker,
Robert Browder,	Stephen T. Drane,	Robert Richardson,
Gabriel S. Caldwell,	Sidney A. Foss,	Thomas Shanks,
James L. Caldwell,	Wilford Lee Harned,	Ambrose H. Talbott.
Braxton W. Chamblin,	John B. Huston,	Alexander W. Thomas,
Leslie Combs,	G. M. Jessee,	C. W. White,
Oliver Crawford,	Madison C. Johnson,	Richard P. Whitt,
Dillard C. Daniel,	Thos. N. Lindsey,	Benj. M. Winston—29.
James W. Davis,	John G. Lyon,	

Those who voted in the negative, were

Mr. Speaker, (White,)	Curtis Field, Jr.,	Joseph Patton,
William T. Anthony,	George W. Hamilton,	H. K. Rachford,
Elias L. Barbee,	Wm. H. Hamilton,	Newton P. Reid,
Robert Bates,	Harvey F. Hensley,	Joseph Shawhan,
James C. Belshe,	Milton E. Jones,	Wm. B. Skean,
Joseph M. Boarman,	Hiram Kelsey,	Isaac Smith,
John M. Burns,	Alfred Kendall,	Green Sterett,
Isaac N. Clement,	Willis B. Machen,	W. J. Stitt,
Edward Crossland,	Allen L. McAfee,	Charles P. Talbot,
Francis M. Daily,	John C. McCreary,	Henry Thompson,
Thomas M. Dickey,	James H. McDaniel,	Ben. C. Trapnall,
Charles Eaves,	John H. McMillan,	John C. Wickliffe,
John Ellis,	Hugh Newell,	John H. Woosley,
John Ficklin,	Wm. B. Parker,	S. Worthington—42.

And so said bill was rejected.

The House then took up for consideration the report of the Senate announcing their disagreement to the amendment proposed by this House to a bill from the Senate, entitled,

An act for the benefit of the examining courts of this Commonwealth.

Resolved, That this House adhere to its amendment to said bill.

The House then took up for consideration a bill from the Senate, entitled,

An act amending the charter of the Farmers Bank of Kentucky, by imposing a tax on the surplus profits thereof.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second reading of said bill having been dispensed with,

Mr. Johnson moved a substitute for said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Senate, announcing their disagreement to an amendment proposed by this House, to a bill from the Senate, entitled,

An act for the benefit of the examining courts of this commonwealth.

And had appointed a committee of conference to act in conjunction with a similar committee on the part of this House.

Ordered, That Messrs. Barbee, Crossland, and Combs compose said committee.

The House again resumed the consideration of

An act for the benefit of James Edmonston, of Hopkins county.

The substitute proposed by Mr. Johnson was then adopted.

Ordered, That the further consideration of said bill be postponed for the present.

A message was received from the Senate, announcing their disagreement to the amendment proposed by this House to a bill from the Senate, entitled,

An act to amend the charter of the Bank of Ashland.

A bill from the Senate, entitled,

An act for the benefit of the Simpson creek and Bardstown Turnpike road Company.

Was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Senate, asking leave to withdraw the report of their disagreement to an amendment proposed by this House to a bill from the Senate, entitled,

An act to amend the charter of the Bank of Ashland.

Which was granted.

The House then took up for consideration the amendment proposed by the Senate to a bill from this House, entitled,

An act to incorporate the Kentucky river Navigation Company.

Which was twice read and concurred in.

Also, a bill from the Senate, entitled,

An act to prevent the taking of usury, under color of exchange.

Which was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and 2nd reading of said bill having been dispensed with,

Said bill was then amended.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Senate, announcing their concurrence in amendments proposed by this House, to an amendment proposed by the Senate to a bill from this House, entitled,

An act to allow John Gearin, of Calloway county, to peddle in said county without license.

That they had adopted a resolution from this House in relation to indexing the general laws, &c.

That they had passed a bill from this House entitled,

An act for the appropriation of money.

With amendments.

The House then took up for consideration the amendments proposed by the Senate to a bill from this House, entitled,

An act for the appropriation of money.

And the same were disagreed to.

A message was received from the Senate, announcing that they had receded from their amendment to a bill from this House, entitled,

An act for the benefit of Socrates White.

And that they had receded from their amendments to a bill from this House entitled,

An act for the appropriation of money.

The House then took up for consideration the report of the Senate, announcing their disagreement to amendments proposed by this House to a bill from the Senate, entitled,

An act providing a general mechanics' lien law.

Resolved, That this House insist upon its amendments to said bill.

Mr. Roach, from the committee on Enrollments reported that they had examined an enrolled bill which originated in this House, of the following title, viz:

An act allowing special terms of the Livingston circuit court.

And bills and resolutions which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Providence Mining, Manufacturing and Shipping Company.

An act for the benefit of the Maysville and Lexington Railroad Company, and for other purposes.

An act to incorporate the Russellville and Logan county Railroad Company.

An act for the benefit of Jesse Bayles.

An act to amend the charter of the Bloomfield and Springfield Turnpike road Company.

An act to amend chapter 86 of the Revised Statutes.

An act for the benefit of common school districts in this Commonwealth.

An act to prevent the loss of the public books.

An act to incorporate the Harrodsburg, Keene, and South Elkhorn Turnpike road Company.

An act to incorporate the Kentucky Farmers' Mutual Insurance Company.

An act to incorporate the Laurel Furnace Company.

An act to incorporte the Georgetown and Long Lick Turnpike road Company.

An act to amend the laws authorizing Hardin county to take stock in the Louisville and Nashville Railroad Company.

An act to amend article 2, chapter 56, Revised Statutes, title landlord and tenant.

An act to amend the 3d section, 2d article, 32d chapter of the Revised Statutes.

An act to change the time of holding the September term of the Monroe quarterly court.

An act for the benefit of Daniel Higgins, of McCracken county.

An act to incorporate the Lumberman's and Builders' Planing Mill Company,

An act to incorporate the Great South Fork Cumberland river and Nashville Iron, Coal and Lumber Company.

An act to increase the jurisdiction of the police judge and marshal of Ghent.

An act for the benefit of J. R. Botts, of Carter county.

An act to incorporate the Kentucky Coal Mining and Iron and Oil Manufacturing Company.

An act to incorporate the Eastern Kentucky coal-oil and iron manufacturing company.

An act to incorporate the Republic Insurance Company, of Louisville.

An act to incorporate the Millersburg and Cane Run Turnpike road Company.

An act for benefit of school district No. 15, in Breathitt county.

An act for the benefit of the Oldham Turnpike road Company.

An act to charter the Fifteenth Street Turnpike road Company.

An act for the benefit of the Simpson creek and Bardstown Turnpike road Company.

A resolution in relation to the duties of the public printer.

A resolution in relation to the federal court.

Whereupon the Speaker affixed his signature thereto

Ordered, That Mr. Roach inform the Senate thereof.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act chartering the Kean & Co. Express Company

An act to extend the limits and amend the charter of the town of Minerva, in Mason county.

An act to regulate the tenure of common school property in the city of Covington.

An act concerning the Lunatic Asylums of this commonwealth.

An act to change the boundary line of school district No. 15, in Crittenden county.

An act refunding to R. E. Bush, former sheriff of Clarke county, the amount of tax overpaid by him in 1856.

An act to increase the pay of the night watchmen of the Jefferson county and Louisville jail.

An act for the benefit of John Rapp and Frank Quarst, of Louisville.

An act for the benefit of Allen Smith, late sheriff of Clinton county.

An act for the benefit of Tho. B. Keeton, of Morgan county.

An act for the benefit of Alfred Miller, late sheriff of Muhlenburg county.

An act for the benefit of the academical department of the University of Louisville.

An act for the benefit of Mrs. E. F. Elliott, of Rockcastle county.

An act to incorporate Attalia Lodge, No. 94, I. O. O. F.

An act to amend an act to establish a uniform weight of coal.

An act for the benefit of D. A. Weaver's sureties, late sheriff of Bracken county.

An act for the benefit of James White, late deputy sheriff of Campbell county.

An act to amend an act, entitled, an act to incorporate the Kentucky Ship Building and Lumber Company.

An act to incorporate Union College, at Crittenden, in Grant county.

An act relating to the inspection of flour in Louisville.

An act for the benefit of A. B. Patrick, clerk of the circuit court of Breathitt county.

An act to charter the Masonic Publication Association.

An act to incorporate Macpelah Cemetery, at Mt. Sterling

An act to impose a tax upon dogs in Shelby and Hardin counties.

An act establishing an additional election precinct in Caldwell county.

An act to incorporate T. N. Wise Lodge, No. 349, Free and Accepted Masons, in Mercer county.

An act relating to the Craddock Fund.

An act to amend the charter of the Henderson and Nashville Railroad Company.

An act to authorize the town of Paradise, in Muhlenburg county, to elect a police judge and town marshal.

An act to provide a police system for Boone county.

An act to amend the charter of Salvisa, in Mercer county.

An act establishing the streets and alleys in the town of Caseyville.

An act to prevent the wanton destruction of fish in Green river and its tributaries.

An act reviving the law licensing ten-pin alleys in Trimble county.

An act for the benefit of Jane and Henry, free persons of color, of Letcher county.

An act to amend an act, approved Feb. 27, 1856, in relation to a new road in Fleming and Lewis counties.

An act to reduce into one the several acts relating to the town of Springfield.

An act for the benefit of Robert D. Murray, common school commissioner for Hart county.

An act to incorporate the Harrison Female Academy.

An act to incorporate the Jefferson Southern Pond Draining Company.

An act to amend an act, entitled, an act to amend the charter of the Glasgow and Scottsville Turnpike road Company, approved February 29th, 1848.

An act defining certain powers of the trustees of the town of Winchester.

An act to establish the office of treasurer of Jessamine county.

An act concerning the quarterly courts.

An act for the benefit of the public schools in Louisville.

An act authorizing the Garrard county court to sell poor-house lands.

An act to authorize the county county court of Kenton county to divide justice's districts into voting precincts, and establishing voting places therein.

An act to amend an act, entitled, an act to incorporate Bethel Academy.

An act authorizing the sale of poor-house lands in Nicholas county.

An act to repeal the first section of an act, entitled, an act to amend the charter of the Henderson and Nashville Railroad Company.

An act to repeal all laws declaring Robinson's creek a navigable stream.

An act authorizing the sale of parts of certain streets in the town of Eddyville.

An act to incorporate the Niagara Coal and Manufacturing Company.

An act to repeal an act, entitled, an act requiring turnpike, toll-

bridge and plank-road companies to declare semi-annual dividends' and to amend the Revised Statutes, title "revenue and taxation."

An act to extend the charter of the Bank of Louisville, Bank of Kentucky and Northern Bank.

An act to incorporate the Kentucky Association of Teachers.

An act to amend the charter of the town of Munfordsville.

An act to incorporate the Rock Spring Coal Company.

An act to establish a police court in the town of New Haven.

An act for the benefit of school districts in Logan county.

An act for the benefit of John Cummings, late sheriff of Rockcastle county.

An act to organize and carry out a general system of improving the roads in Logan county.

An act to incorporate the Philodelphian Literary Society of the Columbia High School.

An act to incorporate the Catlettsburg Circulating Library Association.

An act for the benefit of Thomas Landrum, late sheriff of Daviess county.

An act to amend an act, entitled, an act to incorporate the Covington Library Association.

An act for the benefit of Alney McLean's heirs.

An act for the benefit of Harvey Helm, late sheriff of Lincoln county.

An act to establish an additional voting precinct in Laurel county.

An act to refund to Wm. Ward, of Morgan county, the amount of tax on tavern license improperly collected of him.

An act to incorporate the Berry and Raven creek Bridge Company.

An act for the relief of the sheriff of Rockcastle county.

An act appropriating money to Alfred Chanslor.

An act compensating Wm. Strowbridge for services rendered to the State of Kentucky.

An act concerning the salaries of public officers.

An act refunding to R. Quisenbury the amount of tax overpaid by him in 1857.

An act for the benefit of Robert D. Murray, common school commissioner for Hart county.

An act to incorporate the Southern Kentucky Farmers' Insurance Company.

An act appropriating money to the Eastern Lunatic Asylum.

An act to incorporate the Kentucky Wood Works.

An act allowing special terms of the Livingston circuit court.

An act to extend the charters of the Bank of the Commonwealth of Kentucky, and of the old Bank of Kentucky.

An act to amend an act, entitled, an act for the benefit of mechanics of the towns of Hickman and Frankfort.

An act authorizing the Madison county court to levy a tax to improve the poor-house lands in said county.

An act to incorporate Franklin Lodge of Independent Order of Odd Fellows, of Garrard county.

An act to amend section 832, of chapter 3, article 1, Code of Practice.

An act to regulate the fees of sheriffs.

An act to amend an act chartering the Richmond and Boonesborough Turnpike road Company.

An act to amend section 2, of article 3, of chapter 58, of the Revised Statutes.

An act to amend article 7, chapter 83, Revised Statutes, relative to the Board of Supervisors.

An act to create a Sinking Fund for the city of Frankfort.

An act to incorporate the Lewisport Pond Draining Company.

An act to extend the power of the trustees of the town of Leesburg, in Harrison county.

An act for the benefit of the assessor of Henderson county.

An act concerning the Louisville and Covington Railroad Company.

An act changing the name of the town of Graæfenburg, in Shelby county, to that of Hardinsville.

An act to repeal section 14, chapter 67, Revised Statutes, so far as same applies to Cornishville.

An act to increase the county levy of Lewis county.

Resolutions for raising a Regiment of Kentucky volunteers, to aid in suppressing the rebellion in Utah.

And then the House adjourned.

WEDNESDAY, FEBRUARY 17, 1858.

Mr. Goodloe read and laid on the table the following joint resolution, viz:

Resolved, That in view of the faithful services of Daniel Clark, "the

ancient Governor," a servant in the executive department of the state, the Auditor is directed to draw his warrant upon the Treasurer, in favor of said Daniel Clark, for the sum of fifty dollars, as a gift from the people of Kentucky.

The rule of the House requiring joint resolutions to lie one day on the table having been dispensed with,

Said resolution was taken up, twice read, and adopted.

The House again took up for consideration of a bill from the Senate, entitled,

An act for the benefit of James Edmonston, of Hopkins county.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon, in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Curtis Field, Jr.	Joseph Patton,
Elias L. Barbee,	S. A. Foss,	Wm. P. Payne,
William A. Barton,	John K. Goodloe,	C. D. Pennebaker,
James C. Belshe,	Anderson Gray,	H. K. Rachford,
Joseph M. Boarman,	Wm. O. Hansford,	Newton P. Reid,
Robert Browder,	Wilford Lee Harned,	E. G. Sebree,
Thomas H. C. Bruce,	James K. Huey,	Thomas Shanks,
Gabriel S. Caldwell,	John B. Huston,	Joseph Shawhan,
James L. Caldwell,	Milton E. Jones,	Wm. B. Skean,
Braxton W. Chamblin,	William F. Leathers,	William J. Stitt,
Leslie Combs,	Thomas N. Lindsey,	Charles P. Talbot,
Oliver Crawford,	James B. Lyne,	Alex. W. Thomas,
Dillard C. Daniel,	John G. Lyon,	Henry Thompson,
James W. Davis,	John C. McCreary,	B. C. Trapnall,
Thomas M. Dickey,	John H. McMillan,	Joshua T. White,
Stephen T. Drane,	Samuel F. Morse,	C. W. White,
John Ellis,	Jonathan Newcum,	Richard P. Whitt,
John Ficklin,	Hugh Newell,	Benj. M. Winston—55.
Abram H. Field,	William B. Parker,	

In the negative—Robert Bates—1.

Resolved, That the title thereof be as aforesaid.

The House then took up for consideration

A bill to change the lines of voting precincts 1 and 2, in Franklin county.

Ordered, That said bill be read a third time.

The rule of the House, constitutional provision, and third reading of said bill having been dispensed with,

The said bill was then amended by an engrossed ryder.

Resolved, That said bill, as amended, do pass, and that the title thereof be as aforesaid.

Mr. Kelsey, from the committee of conference upon the disagreement of the two houses, upon the bill to apportion representation, reported that the committee were unable to agree.

Mr. Wickliffe read and laid on the table the following joint resolution, viz:

In view of the fact that the constitution, by its express provisions, commands this legislature, at its present session, to pass a law making the apportionment of representation of the people in the two houses thereof, for the next eight years; and the constitution has prescribed a mode, by observing which no two bodies of fair men can fail to agree upon a bill, after free and fair discussion by a committee of conference; and whereas, the two houses have as yet failed to agree on a bill, and as the time fixed for adjournment is too short for a full and fair consideration in a committee of conference. Therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the time fixed for a final adjournment of the General Assembly be extended to 2 o'clock on the 18th of February, 1858.

Mr. Wickliffe moved to dispense with the rule requiring joint resolutions to lie one day on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Wickliffe and Clement, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)
William T. Anthony,
Elias L. Barbee,
William A. Barton,
Robert Bates,
James C. Belshe,
Joseph M. Boarman,
William A. Brann,
Robert Browder,
Thomas H. C. Bruce,
John M. Burns,
Isaac N. Clement,
Leslie Combs,
Edward Crossland,
Samuel E. DeHaven,
Thomas M. Dickey,
Henry B. Dobyns,
Charles Eaves,
John Ellis,
John Ficklin,
Abram H. Field,
Curtis Field, jr.,
Sidney A. Foss,
J. K. Goodloe,
Anderson Gray,
Wm. H. Hamilton,
Elisha Hardy,
James K. Huey,
John B. Huston,
George M. Jessee,
Hiram Kelsey,
William F. Leathers,
T. N. Lindsey,
James B. Lyne,
Willis B. Machen,
John C. McCreary,
John H. McMillan,
Samuel F. Morse,
Hugh Newell,
William B. Parker,
Joseph Patton,
Remus Payne,
William P. Payne,
H. K. Rachford,
Newton P. Reid,
Robert Richardson,
John I. Roach,
Joseph Shawhan,
Isaac Smith,
Green Sterett,
William J. Stitt,
Charles P. Talbot,
Alex. W. Thomas,
Henry Thompson,
Joshua T. White,
Richard P. Whitt,
John C. Wickliffe,
Ben. M. Winston—58.

Those who voted in the negative, were

Gabriel S. Caldwell,	Stephen T. Drane,	John G. Lyon,
James L. Caldwell,	G. W. Hamilton,	C. D. Pennebaker,
Braxton W. Chamblin,	William O. Hansford,	Elijah G. Sebree,
Francis M. Daily,	Wilford Lee Harned,	Thomas Shanks,
Dillard C. Daniel,	Alfred Kendall,	C. W. White—15.

The question was then taken upon the adoption of the resolution, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. Huston and Hansford, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Abram H. Field,	Remus Payne,
William T. Anthony,	Curtis Field, Jr.,	H. K. Rachford,
E. L. Barbee,	Sidaey A. Foss,	Newton P. Reid,
Robert Bates,	Anderson Gray,	Robert Richardson,
James C. Belshe,	Wm. H. Hamilton,	John I. Roach,
Joseph M. Boarman,	Elisha Hardy,	Thomas Shanks,
Wm. A. Brann,	Harvey F. Hensley,	Joseph Shawhan,
T. H. C. Bruce,	James K. Huey,	Isaac Smith,
John M. Burns,	George M. Jessee,	Green Sterett,
Isaac N. Clement,	Hiram Kelsey,	Wm. J. Stitt,
Leslie Combs,	Alfred Kendall,	Charles P. Talbot,
Oliver Crawford,	William F. Leathers,	Alex. W. Thomas,
Edward Crossland,	Willis B. Machen,	Henry Thompson,
Francis M. Daily,	John C. McCreary,	Benjamin C. Trapnall,
Thomas M. Dickey,	J. H. McMillan,	Joshua T. White,
Charles Eaves,	Hugh Newell,	Richard P. Whitt,
John Ellis,	W. B. Parker,	John C. Wickliffe,
John Ficklin,	Joseph Patton,	B. M. Winston—54.

Those who voted in the negative, were

Wm. A. Barton,	Stephen T. Drane,	Thomas N. Lindsey,
Robert Browder,	John K. Goodloe,	John G. Lyon,
G. S. Caldwell,	George W. Hamilton,	William P. Payne,
James L. Caldwell,	Wm. O. Hansford,	C. D. Pennebaker,
Braxton W. Chamblin,	Wilford Lee Harned,	Elijah G. Sebree,
Dillard C. Daniel,	John B. Huston,	Ambrose H. Talbott,
Samuel E. DeHaven,	James S. Jackson,	C. W. White—23.
Henry B. Dobyns,	Madison C. Johnson,	

And so said resolution was rejected.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of George Stivers, sr., of Clay, and Nicholas Combs, of Perry county.

An act to incorporate the Russellville and Logan county Railroad Company.

An act to amend the charter of the Providence Mining, Manufacturing and Shipping Company.

An act to incorporate the Great South Fork Cumberland river and Nashville Iron, Coal and Lumber Company.

An act to increase the jurisdiction of the police judge and marshal of Ghent.

An act for the benefit of J. R. Botts, of Carter county.

An act to amend the laws authorizing Hardin county to take stock in the Louisville and Nashville Railroad Company.

An act to incorporate the Laurel Furnace Company.

An act to incorporate the Harrodsburg, Keene, and South Elkhorn Turnpike road Company.

An act for the benefit of common school districts in this Commonwealth.

An act to incorporte the Georgetown and Long Lick Turnpike road Company.

An act to amend the charter of the Bloomfield and Springfield Turnpike road Company.

An act for the benefit of the Independent Washington Hose Company.

An act to incorporate the Maxville, Willisburg, and Beech Fork Turnpike road Company.

An act to incorporate Benton Lodge, No. 205, Free and Accepted Masons.

An act for the benefit of James S. Coleman, Q. C. Shanks and Elijah Phipps, of Ohio county.

An act for the benefit of Wm. Johnson and Aaron Johnson, of Laurel county.

An act to create an additional justices' district and voting place in Rowan county.

An act to legalize the sale of the public well in London.

An act for the benefit of the New Orleans and Ohio Railroad.

An act to create an additional justices' and election district in Laurel county.

An act to incorporate the town of Cromwell, in Ohio county.

An act authorizing the disposition of certain books in the surveyor's office of Whitley county.

An act creating an additional voting place and justices' district in Owsley county.

An act to amend an act incorporating the town of Murray, in Calloway county.

An act for the benefit of the Rockbridge Turnpike road Company.

An act to create an additional election precinct in Harlan county.

An act for the benefit of the Owen county court.

An act for the benefit of W. G. Eversol, of Perry county.

An act for the benefit of Jesse Bayles.

An act to change the time of holding the September term of the Monroe quarterly court.

An act for the benefit of Daniel Higgins, of Breathitt county, and S. H. Lewis, of McCracken county.

An act to prevent the loss of the public books.

An act to amend article 2, chapter 56, Revised Statutes, title landlord and tenant.

An act to amend the 3d section, 2d article, 32d chapter of the Revised Statutes.

An act to incorporate the Kentucky Farmers' Mutual Insurance Company.

An act to legalize certain acts of the Bourbon county court.

An act to repeal the local laws now in force in relation to the roads in Pendleton county.

An act to incorporate the Cynthiana, Buena Vista and Cedar creek Turnpike road Company.

An act to incorporate the Stamping Ground and Lecompte's run Turnpike road Company.

An act to incorporate Sharpsburg Lodge, No. 117, Free and Accepted Masons.

An act to incorporate the Springfield and Knob Lick Turnpike road Company.

An act to incorporate the Millersburg Male and Female Collegiate Institute.

An act for the benefit of James Davis, of Union county.

An act for the benefit of the Maysville and Lexington Railroad Company, and for other purposes.

An act to incorporate the Lumberman's and Builders' Planing Mill Company,

An act for the benefit of L. Hoagland.

An act to incorporate the town of West Covington, in Kenton county.

An act for the benefit of Isaac Smith, late sheriff of Barren county.

An act to charter the Fifteenth Street Turnpike road Company.

An act to change the time of holding the quarterly courts of Harlan county.

An act to incorporate the Millersburg and Cane Run Turnpike road Company.

An act for the benefit of William Brown, of Jessamine county.

An act to incorporate the Kentucky Coal Mining and Iron and Oil Manufacturing Company.

An act to incorporate the Republic Insurance Company, of Louisville.

An act to incorporate the Eastern Kentucky coal-oil and iron manufacturing company.

An act for the benefit of the Simpson creek and Bardstown Turnpike road Company.

An act for benefit of school district No. 15, in Breathitt county.

An act for the benefit of the Oldham Turnpike road Company.

A resolution in relation to the duties of the public printer.

A resolution in relation to the federal court.

That they had concurred in a resolution of this House appropriating fifty dollars to Daniel Clark.

Also, asking leave to withdraw the report of their disagreement to an amendment proposed by this House to a bill from the Senate, entitled,

An act to amend the charter of the Bank of Ashland.

Which was granted.

The House then took up the resolution proposed by the Senate, in relation to indexing the general laws, &c. of the present session.

Which was twice read and concurred in.

The committee of conference upon the disagreement of the two houses upon the bill from the Senate, entitled,

An act for the benefit of the examining courts of this Commonwealth,

Made the following report, viz:

The committee of conference appointed by the two houses of this general assembly, on the bill, entitled, "an act for the benefit of the examining courts of this commonwealth," have met, and upon conference have agreed, first, that the House recede from its first amendment, and that the Senate recede from their disagreement to the second amendment of the House, and concur in the same, which will be the second section of the bill.

Which was concurred in.

The House then took up for consideration a bill from the Senate, entitled,

An act for the encouragement of the fine arts.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it may be lawful for that class of artists called painters to dispose of pictures the entire creation of their pencil and individual art, in shares; and it may be lawful for them to determine by lot to what shareholder in a picture the same shall belong: *Provided*, That this act shall not be construed to apply to any other purpose than is set forth above: *And provided*, That none but citizen artists, residents of this commonwealth, shall avail themselves of its benefits.

§ 2. Any one violating the provisions of the above act shall be subject to all the penalties of the law in relation to lotteries. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon, by Messrs. C. Field, jr. and Newell, were as follows, viz:

Those who voted in the affirmative, were

J. L. Caldwell,	John G. Lyon,	Elijah G. Sebree,
B. W. Chamblin,	Remus Payne,	Thomas Shanks,
Sidney A. Foss,	C. D. Pennebaker,	William J. Stitt,
J. B. Huston,	Newton P. Reid,	A. H. Talbott,
George M. Jessee,	Robert Richardson,	Ben. C. Trapnall—16.
M. C. Johnson,		

Those who voted in the negative, were

Mr. Speaker, (White,)	Samuel E. DeHaven,	John C. McCreary,
William T. Anthony,	Thomas M. Dickey,	Hugh Newell,
E. L. Barbee,	Henry B. Dobyns,	Joseph Patton,
Wm. A. Barton,	S. T. Drane,	H. K. Rachford,
Robert Bates,	John Ellis,	John I. Roach,
Joseph M. Boarman,	John Ficklin,	Joseph Shawhan,
Robert Browder,	Curtis Field, Jr.,	Isaac Smith,
Thomas H. C. Bruce,	Anderson Gray,	Green Sterett,
John M. Burns,	Wm. H. Hamilton,	A. W. Thomas,
Gabriel S. Caldwell,	Wilford Lee Harned,	Henry Thompson,
Oliver Crawford,	H. F. Hensley,	C. W. White,
Edward Crossland,	James K. Huey,	Richard P. Whitt,
Francis M. Daily,	Hiram Kelsey,	J. C. Wickliffe—41.
D. C. Daniel,	W. B. Machen,	

And so said bill was disagreed to.

A bill from the Senate, entitled,

An act to incorporate the Portland Savings Bank,

Was read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Ellis and Newell, were as follows, viz:

Those who voted in the affirmative, were

William A. Barton,	Curtis Field, Jr.,	C. D. Pennebaker,
William A. Brann,	Sidney A. Foss,	H. K. Rachford,
Thomas H. C. Bruce,	John K. Goodloe,	E. G. Sebree,
James L. Caldwell,	Anderson Gray,	Thomas Shanks,
Braxton W. Chamblin,	Wm. O. Hansford,	Joseph Shawhan,
Isaac N. Clement,	Wilford Lee Harned,	Isaac Smith,
Leslie Combs,	John B. Huston,	Ambrose H. Talbott.
Dillard C. Daniel,	Madison C. Johnson,	Alexander W. Thomas,
Samuel E. DeHaven,	William F. Leathers,	Ben. C. Trapnall,
Thomas M. Dickey,	John G. Lyon,	C. W. White,
Stephen T. Drane,	Willis B. Machen,	John C. Wickliffe—35.
Abram H. Field,	Remus Payne,	

Those who voted in the negative, were

Elias L. Barbee,	Francis M. Daily,	G. M. Jessee,
James C. Belshe,	John Ellis,	Hiram Kelsey,
Joseph M. Boarman,	John Ficklin,	Alfred Kendall,
John M. Burns,	Harvey F. Hensley,	Hugh Newell,
Oliver Crawford,	James K. Huey,	Newton P. Reid—16.
Edward Crossland,		

Resolved, That the title thereof be as aforesaid.

The House then took up for consideration the amendments proposed by the Senate to the resolutions from this House in relation to the admission of Kansas.

And the same was disagreed to.

Bills from the Senate of the following titles, viz:

An act to incorporate the town of Cloverport.

An act to provide for running the state line between Kentucky and Tennessee.

An act empowering Rockcastle county court to appoint trustees of the seminary.

An act for the benefit of George Gist.

An act to incorporate the Henry county Mutual Insurance Company.

Were read the first time, and ordered to be read a second time.

The rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Senate, announcing their disagreement to an amendment proposed by this House to a bill from the Senate, entitled,

An act to amend the charter of the Bank of Ashland.

At the hour of 1½ o'clock, P. M. Mr. Huston read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That, to enable the Governor to examine and sign the enrolled bills reported to him, and to prepare such bills as are unfinished, the present session of the General Assembly be extended till the hour of 3½ o'clock, P. M., this day.

The question being taken on dispensing with the rule requiring joint resolutions to lie one day on the table, it was decided in the affirmative.

The yeas and nays being required thereon, by Messrs. Huston and Bates, were as follows, viz:

Those who voted in the affirmative, were

Mr. Speaker, (White,)	Sidney A. Foss,	Joseph Patton,
William A. Barton,	John K. Goodloe,	Remus Payne,
James C. Belshe,	Anderson Gray,	William P. Payne,
William A. Brann,	G. W. Hamilton,	H. K. Rachford,
Robert Browder,	Wm. H. Hamilton,	Newton P. Reid,
John M. Burns,	Wilford Lee Harned,	Robert Richardson,
James L. Caldwell,	James K. Huey,	Elijah G. Sebree,
Leslie Combs,	George M. Jessee,	Thomas Shanks,
Oliver Crawford,	Madison C. Johnson,	Joseph Shawhan,
Francis M. Daily,	Alfred Kendall,	Green Sterett,
Dillard C. Daniel,	William F. Leathers,	William J. Stitt,
Stephen T. Drane.	Thomas N. Lindsey,	Ambrose H. Talbott,
Charles Eaves,	James B. Lyne,	Alexander W. Thomas,
John Ellis,	John G. Lyon,	Henry Thompson,
John Ficklin,	Willis B. Machen,	C. W. White,
Curtis Field, Jr.,	John C. McCreary,	Richard P. Whitt—48.

Those who voted in the negative, were

Elias L. Barbee,	Wm. O. Hansford,	Wm. B. Parker,
Robert Bates,	Harvey F. Hensley,	Isaac Smith,
Gabriel S. Caldwell,	Hugh Newell,	Joshua T. White—10.
Edward Crossland,		

The said resolution was then adopted.

Mr. Roach, from the committee on Enrollments, reported that the committee had examined enrolled bills and resolutions which originated in this House, of the following titles, viz:

An act to incorporate the Kentucky Association of Teachers.

An act concerning the Lexington and Danville Railroad Company.

An act to incorporate the Owensboro' Printing Company.

An act to incorporate the Benevolent Society of the United Sons of Erin.

An act concerning the mileage of witnesses attending the circuit and quarterly courts.

An act appropriating money to Charles Hambleton.

An act to incorporate the town of Newroe.

An act to incorporate the Jeffersonville and Stanton Turnpike road Company.

An act to incorporate Superior Council of Improved Order of Red Men.

An act to amend the charter of the Maxville and Pleasant run Turnpike road Company.

An act for the benefit of Henry Forbes, Sheriff of Larue county.

An act empowering the Presiding Judge of Campbell county to sell and convey the poor-house farm.

An act to amend an act, entitled, an act to amend the city charter of Frankfort.

An act to amend an act, entitled, an act to incorporate the city of Henderson.

An act to incorporate the Greenville Cemetery Association.

An act to incorporate the Corinthian Lodge, No. 74, I. O. O. F.

An act to authorize the county court of Barren to subscribe stock to the Barren county Railroad.

An act for the benefit of Isaac A. Stewart.

An act for the benefit of Messrs. Stokes, Hughes & Plevor, of London, England.

An act concerning the Casey circuit court.

An act to legitimatize Robert N. Leach.

An act to empower the trustees of the Baptist church, at Dallasburg, in Owen county, to sell and convey land belonging to said church.

An act for the benefit of the town of Bowlinggreen.

An act in reference to tuition in the common schools.

An act for the benefit of Carrsville and citizens, of Livingston county.

An act in relation to fees for taking depositions.

An act repealing in part an act establishing a criminal and equity court in the 1st judicial district.

An act for the benefit of Merritt S. O'Neal, of Woodford county.

An act to authorize the Methodist church in Frankfort to sell a lot.

An act for the benefit of Socrates White.

An act to incorporate the Lieder-kranz Society, of the city of Louisville.

An act to change the time of holding the quarterly courts of Lawrence county.

An act to amend and reduce into one the several acts relating to the town of Elkton.

An act to authorize the transfer of records from Hickman to the office of the clerk of the Fulton county court.

An act to incorporate Springdale, in Henderson county.

An act to extend the corporate limits of the town of Livermore.

An act to authorize justices of the peace to appoint special agents to execute process.

An act providing pay for red fox scalps.

An act for the benefit of James R. Hughes, of Union county.

An act to amend an act, entitled, an act to incorporate the town of Keysburg, in Logan county.

An act providing for the establishment of a jury sytem for the Louisville city court

An act to charge the inhabitants of the city of Frankfort with the payment of county levy, &c.

An act to incorporate the Hopkinsville and Princeton turnpike Company.

An act to incorporate the Little River Academy.

An act amending the city charter of Frankfort.

An act regulating the fees of jailers against the United States.

An act to authorize the transcript of certain records in the Harlan county surveyor's office.

An act to incorporate Rippysville, in Anderson county.

An act to repeal the equity and criminal courts in Graves county.

An act authorizing the court of appeals to condemn records from inferior courts.

An act to amend chapter 6 Revised Statutes, in regard to bastardy.

An act to amend an act creating the office of Inspector of Lumber, in the city of Louisville.

An act for the benefit of the assessor of Hickman county.

An act in relation to the Falmouth Seminary.

An act to compensate agents of this state for reclaiming fugitives from justice.

An act to authorize the voters of Washington county to vote on a proposition to move the county seat.

An act creating the offices of police judge and town marshal in the town of Franklin.

An act to amend the charter of the First German Protestant Saint Peter's Congregation, of Louisville.

An act to amend the charter of the town of Cynthiana.

An act concerning the juridical days of the November term of the Muhlenburg circuit court.

An act to incorporate the Kentucky river Navigation Company.

An act to incorporate the Muhlenburg Agricultural, Mechanical and Domestic Association.

An act to authorize the settlement of certain estates and guardianships, in Taylor county.

An act to incorporate the Bethel Female High School.

An act to amend and reduce into one the several acts incorporating the town of Madisonville, in Hopkins county.

An act to amend the several laws in relation to pedlers.

An act to incorporate Allensville Masonic Stock Company, of the county of Todd.

An act to authorize the Governor to cause a cistern to be constructed in the public grounds in Frankfort.

An act for the benefit of Uriah Winchell.

An act for the benefit of school district No. 62, in Muhlenburg county.

An act to amend the charter of the Bank of Kentucky.

An act in relation to the public treasury.

An act declaring it unlawful for the presiding judge and clerk of a county court to be appointed executor, administrator or guardian, in the county in which he holds his office.

Resolution authorizing the Governor to change an enrolled bill.

Resolution in relation to the pay of Wm. Chenault.

Resolution appropriating money to Daniel Clark, ancient governor.

And bills which originated in the Senate, of the following titles, viz:

An act to authorize salt, iron, flour, and tobacco to be brought into certain counties in this state.

An act for the benefit of Daniel Higgins, late sheriff of Breathitt county.

An act concerning the Southern Bank of Kentucky.

An act to exempt hired slaves from execution or attachment.

An act providing a general mechanics' lien law.

An act for the benefit of the examining courts of this commonwealth.

An act to amend an act, entitled, an act to charter the Southwestern Agricultural and Mechanical Association.

An act for the benefit of Robt. McKee and John Stites, and the executors of Zach. Glass, deceased.

An act for the benefit of the Rockbridge Turnpike road Company.

An act amending the charter of the Farmers Bank of Kentucky, by imposing a tax on the surplus profits thereof.

An act for the benefit of James Edmonston, of Hopkins county.

An act to prevent the taking of usury, under color of exchange.

An act to incorporate the Eastern Kentucky coal-oil and iron manufacturing company.

An act to provide for the building of a fire proof clerks' office in Russellville.

An act for the benefit of George Gist.

An act to provide for running the state line between Kentucky and Tennessee.

An act to empower the Rockcastle county court to appoint trustees of her seminary.

An act to incorporate the Henry county Mutual Insurance Company.

An act to amend the charter of the Bank of Ashland.

Resolution in relation to indexing the general laws of the present General Assembly.

A message was received from the Senate, announcing that they had concurred in a resolution of this House to extend the present session of the General Assembly.

A message was received from the Governor, by Mr. Bibb, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in this House, of the following titles, viz:

An act amendatory of the charter of the town of Cynthiana.

An act for the benefit of John Paget.

An act in relation to fees for taking depositions.

An act repealing in part an act establishing a criminal and equity court in the first judicial district.

An act to amend the charter of the Eminence Mutual Insurance Company.

An act for the benefit of the Bank of Providence, Rhode Island.

An act appropriating money to Charles Hambleton.

An act concerning the mileage of witnesses attending the circuit and quarterly courts.

An act to amend chapter 6 Revised Statutes, in regard to bastardy.

An act authorizing the court of appeals to condemn records from inferior courts.

An act concerning the Lexington and Danville Railroad Company.

An act for the benefit of Merritt S. O'Neal, of Woodford county.

An act to authorize the Methodist church in Frankfort to sell a lot.

An act to authorize the sale of a part of the public square of the town of Stanton.

An act to repeal sub-section 2, of section 2, of article 3, chapter 34, of Revised Statutes, title "escheats and escheators," and fixing the compensation of agents and escheators.

An act to amend section 3, article 7, chapter 28, Revised Statutes, title arson.

An act for the benefit of Gordonsville Lodge, No. 217, of Free and Accepted Masons.

An act to change the time of holding the quarterly courts of Lawrence county.

An act to revive and amend the charter of the town of Lockport, in Henry county.

An act for the benefit of James R. Hughes, of Union county.

An act to amend an act, entitled, an act to incorporate the town of Keysburg, in Logan county.

An act to authorize the county court of Barren to subscribe stock to the Barren county Railroad.

An act to amend and reduce into one the several acts relating to the town of Elkton.

An act to incorporate the town of Newroe.

An act to amend the charter of the Maxville and Pleasant run Turnpike road Company.

An act empowering the Presiding Judge of Campbell county to sell and convey the poor-house farm.

An act to establish a state road from Paducah to Hopkinsville.

An act amending the city charter of Frankfort.

An act to incorporate the Little River Association.

An act providing for the establishment of a jury sytem for the Louisville city court

An act to incorporate Superior Council of Improved Order of Red Men.

An act for the benefit of the assessor of Hickman county.

An act to amend an act creating the office of Inspector of Lumber, in the city of Louisville.

An act to authorize the transcript of certain records in the Harlan county surveyor's office.

An act to incorporate Springdale, in Henderson county.

An act to authorize the transfer of records from Hickman to the office of the clerk of the Fulton county court.

An act to increase the salary of the Assistant Secretary of State.

An act for the benefit of Sandford Goins.

An act to incorporate the town of Airdrie.

An act to empower the trustees of the Baptist church, at Dallasburg, in Owen county, to sell and convey land belonging to said church.

An act for the benefit of the town of Bowlinggreen.

An act in relation to the Falmouth Seminary.

An act for the benefit of Messrs. Stokes, Hughes & Plevor, of London, England.

An act to incorporate Allensville Masonic Stock Company, of the county of Todd.

An act to amend the several laws in relation to pedlers.

An act to compensate agents of this state for reclaiming fugitives from justice.

An act to amend an act, approved March 10, 1856, concerning the penitentiary.

An act in relation to the public treasury.

An act declaring it unlawful for the presiding judge and clerk of a county court to be appointed executor, administrator or guardian, in the county in which he holds his office.

An act to amend the charter of the Bank of Kentucky.

An act for the benefit of Uriah Winchell.

An act to authorize the Governor to cause a cistern to be constructed in the public grounds in Frankfort.

An act for the benefit of school district No. 62, in Muhlenburg county.

An act to amend and reduce into one the several acts incorporating the town of Madisonville, in Hopkins county.

An act regulating the fees of jailers against the United States.

An act providing for the erection of a fire-proof room for the safe-keeping of the records, files and papers of the land office.

An act to incorporate the Jeffersonville and Stanton Turnpike road Company.

An act to incorporate the Benevolent Society of the United Sons of Erin.

An act creating the offices of police judge and town marshal in the town of Franklin.

An act to authorize the voters of Washington county to vote on a proposition to move the county seat.

An act concerning the Casey circuit court.

An act to legitimatize Robert N. Leach.

An act in reference to tuition in the common schools.

An act for the benefit of Carrsville and citizens, of Livingston county.

An act for the appropriation of money.

An act to establish and incorporate the town of Charlottsville, in Pulaski county.

An act to incorporate the Lieder-kranz Society, of the city of Louisville.

An act for the benefit of Socrates White.

An act to incorporate the Corinthian Lodge, No. 74, I. O. O. F.

An act to incorporate the Greenville Cemetery Association.

An act to charge the inhabitants of the city of Frankfort with the payment of county levy, &c.

An act for the benefit of Isaac A. Stewart.

Resolution in relation to the pay of Wm. Chenault, late a member of the House of Representatives.

An act to incorporate the Hopkinsville and Princeton turnpike Company.

An act for the benefit of Henry Forbes, Sheriff of Larue county.

An act to amend an act, entitled, an act to amend the city charter of Frankfort.

An act increasing the juridical days of the November term of the Muhlenburg circuit court.

An act to incorporate the Kentucky river Navigation Company.

Resolution appropriating money to Daniel Clark, ancient governor.

An act to incorporate the Bethel Female High School.

An act to incorporate the Muhlenburg Agricultural, Mechanical and Domestic Association.

An act to incorporate the Rumsey and Cypress Turnpike road Company.

An act providing pay for red fox scalps.

Resolution authorizing the Governor to change a name in an enrolled act.

An act to extend the corporate limits of the town of Livermore.

An act to authorize justices of the peace to appoint special agents to execute process.

An act to repeal the equity and criminal courts in Graves county.

An act to incorporate Rippysville, in Anderson county.

An act to amend an act, entitled, an act to incorporate the city of Henderson.

An act to charter the Kentucky White Sulphur and Chalybeate Springs Company.

An act to amend an act, entitled, an act to charter the city of Louisville.

An act to amend the charter of the First German Protestant Saint Peter's Congregation, of Louisville.

An act to incorporate the Owensboro' Printing Company.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution which originated in the Senate, of the following titles, viz:

An act to regulate the manner in which the rates of exchange charged by banks shall be fixed.

An act for the encouragement of the fine arts.

An act providing a general mechanics' lien law for certain cities and counties.

An act making further appropriation of money for the Geological Survey.

An act for the benefit of James Edmonston, of Hopkins county.

An act to authorize salt, iron, flour, and tobacco to be brought into certain counties in this state.

An act for the benefit of Daniel Higgins, late sheriff of Breathitt county.

An act amending the charters of the several banks of Kentucky.

An act to authorize the settlement of certain estates and guardianships, in Taylor county.

An act to provide for the building of a fire proof clerks' office in Russellville.

An act to incorporate the Merchants' Deposit Bank of Louisville.

An act concerning the Southern Bank of Kentucky.

An act to exempt hired slaves from execution or attachment.

An act to amend an act, entitled, an act to charter the Southwestern Agricultural and Mechanical Association.

An act for the benefit of Robt. McKee and John Stites, and the executors of Zach. Glass, deceased.

An act for the benefit of the examining courts of this commonwealth.

An act to change the boundary line of precinct No. 2, in Franklin county.

An act to amend the charter of the Bank of Ashland.

An act to incorporate the Portland Savings Bank.

Resolution in relation to indexing the general laws of the present General Assembly.

An act to charter the Fifteenth Street Turnpike road Company.

An act to incorporate the Millersburg and Cane Run Turnpike road Company.

An act for the benefit of William Brown, of Jessamine county.

An act to incorporate the Kentucky Coal Mining and Iron and Oil Manufacturing Company.

An act to incorporate the Republic Insurance Company, of Louisville.

An act to incorporate the Eastern Kentucky coal-oil and iron manufacturing company.

An act for the benefit of the Simpson creek and Bardstown Turnpike road Company.

An act for benefit of school district No. 15, in Breathitt county.

An act for the benefit of the Louisville and Oldham Turnpike road Company.

An act for the benefit of George Gist.

An act to incorporate the Henry county Mutual Insurance Company.

An act to provide for running the state line between Kentucky and Tennessee.

An act to empower the Rockcastle county court to appoint trustees of her seminary.

Mr. Goodloe moved the following resolution, viz:

Resolved, That the thanks of this House are hereby tendered to the Hon. Daniel P. White, for the able, impartial, and dignified manner in which he has discharged the duties of Speaker during the present session.

Which was unanimously adopted.

Mr. Johnson moved the following resolution, viz:

Resolved, That the thanks of the House be tendered to Clinton McClarty, Chief Clerk, to T. J. Helm, Sam. C. Sayres, and J. H. Johnson, Assistant Clerks, to Wm. N. Robb, Sergeant-at-Arms, and A. P. Ran-

dall, Door-keeper, for the courteous manner in which they have discharged the duties of their respective offices.

Which was unanimously adopted.

Mr. Huston moved the following resolutions, viz:

Resolved, That the thanks of this House are hereby tendered to the ministers of the gospel, of Frankfort, who have officiated in opening the sessions of this House with prayer.

Resolved, That the thanks of this House are due and are hereby tendered to the pages of this House for the pleasant manner in which they have discharged their duties.

Resolved, That the thanks of this House are due to the reporters of this House, for the faithful manner in which they have discharged their duties.

Which were unanimously adopted.

A message was received from the Senate, by Mr. Walton, announcing that they had closed their legislative business, and were now ready to adjourn on their part without day; and had appointed a committee to act in conjunction with a similar committee on the part of this House, to inform the Governor of the proposed adjournment, and to know of him if he had any other or further communication to make.

Ordered, That Mr. Huston inform the Senate that this House had also closed its legislative business, and was now ready to adjourn without day.

Whereupon, Messrs. Huston, Wickliffe, and Dickey were appointed a committee on the part of this House, to wait on the Governor.

After a short absence, the committee returned, and reported that they had performed the duty assigned them, and had been informed by the Governor that, having from time to time communicated his views to the General Assembly, that he had no further communication to make.

Whereupon, the Speaker delivered the following valedictory address:

Gentlemen of the House of Representatives:

Before announcing the adjournment of the House, permit me to detain you for a single moment, for the purpose of tendering to each and all of you my heartfelt thanks for the uniform courtesy and kindness with which I have been treated by the members of this body. Coming as I did to the position of presiding officer over your deliberations, with but little legislative experience, it was but natural that I should feel embarrassment under the new and arduous position; and but for the uniform kindness and indulgence with which this body has treated my lack of experience, your deliberations might have been seriously impeded. We, though, have now accomplished the labor assigned us, and soon each of us will return to the bosom of our families, and the midst of a confiding constituency. I express the confident hope that our work will meet the approbation of those who

placed us in power. I know it will, if they are as easy to please as we have been anxious to serve their interest. Although the great bulk of our labors would come under the general denomination of "local and private legislation," still we have done as much of a general character as the wants of the country seem to have demanded, observing strictly that old and venerable maxim, that "that government governs best that governs least." If I am not mistaken, it was the fixed and settled determination of this general assembly, from the beginning, to do nothing but what the wants of the state demanded in the way of general legislation, and only to grant such local and private relief as the justice and merit of each particular object demanded. If we have done this, we have done our whole duty. I think and believe we have. If so, we can return to our constituency, confident in having that grateful greeting to an honest laborer, "well done thou good and faithful servant."

Before concluding, I must congratulate you on the uniform promptness, energy, courtesy, and good feeling which have marked your proceedings. My duties have been arduous and embarrassing. I hope I have discharged them to the satisfaction of all. I can say in truth I shall leave this seat as I first took it, with none but the kindest feelings for every member of this body; and if, at any time, I have offended, by word or deed, such offense lacks the essence of criminality—intention.

But, gentlemen, the hour has arrived at which we must part. Hoping that you will all meet a cordial reception from those who sent you hither, you carry with you my best wishes for your future usefulness and happiness. Permit me to offer you a most cordial, sincere, and heartfelt farewell.

I now pronounce this House adjourned "*sine die*."

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